SENATE JOURNAL

THIRTY-FOURTH SESSION

OF THE

LEGISLATURE

OF THE

STATE OF UTAH

1961

UTAH STATE ARCHIVES

PUBLISHED BY AUTHORITY

CERTIFICATION

The undersigned, as the duly appointed committee on Revision of the Senate Journal for the Thirty-fourth Session of the Legislature of the State of Utah, do hereby certify that herein contained is a full, true and correct record of the proceedings of the session commencing January 9, 1961, and continuing for sixty legislative days.

COMMITTEE ON REVISION
OF THE SENATE JOURNAL

J. LAMBERT GIBSON,
Secretary of the Senate

LEE UTLEY,
Minute Clerk

CONSTITUTION

LEGISLATIVE DEPARTMENT
ARTICLE VI

Sec. 1. (Power Vested in Senate, House and People.) The Legislative power of the State shall be vested:

1. In a Senate and House of Representatives which shall be designated the Legislature of the State of Utah.

2. In the people of the State of Utah, as hereinafter stated:

The legal voters or such fractional part thereof, of the State of Utah as may be provided by law, under such conditions and in such manner and within such time as may be provided by law, may initiate any desired legislation and cause the same to be submitted to a vote of the people for approval or rejection, or may require any law passed by the Legislature (except those laws passed by a two-thirds vote of the members elected to each house of the Legislature) to be submitted to the voters of the State before such law shall take effect.

The legal voters or such fractional part thereof as may be provided by law, of any legal subdivision of the State, under such conditions and in such manner, and within such time as may be provided by law, may initiate any desired legislation and cause the same to be submitted to a vote of the people of said legal subdivision for approval or rejection, or may require any law or ordinance passed by the law-making body of said legal subdivision to be submitted to the voters thereof before such law or ordinance shall take effect. (As amended November 6, 1900.)

Sec. 2. (Time of Regular Sessions.) Regular session of the Legislature shall be held biennially at the seat of government; and, except the first session thereof shall begin on the second Monday in January next after the election of members of the House of Representatives.

Sec. 3. (Members, How and When Chosen.) The members of the House of Representatives, after the first election, shall be chosen by the qualified electors of the respective representative districts, on the first Tuesday after the first Monday in November, 1896, and bi-ennially thereafter. Their term of office shall be two years, from the first day of January next after their election.

Sec. 4. (Senators, How and When Chosen.) The Senators shall be chosen by the qualified electors of the respective senatorial districts, at the same times and places as members of the House of Representatives, and their term of office shall be four years from the first day of January next after their election: Provided, That the senators elected in 1896 shall be divided by lot into two classes as nearly equal as may be; seats of senators of the first class shall be vacated at the expiration of two years, and those of the second class at the expiration of four years; so that one-half, as nearly as possible, shall be chosen bi-ennially thereafter. In case of increase in the number of senators, they shall be annexed by lot to one or the other of the two classes, so as to keep them as nearly equal as practicable.

Sec. 5. (Who Eligible as Legislator.) No person shall be eligible to the office of senator or representative, who is not a citizen of the United States, twenty-five years of age, a qualified voter in the district from which he is chosen, a resident for three years of the State, and for one year of the district from which he is elected.

Sec. 6. (Who Ineligible.) No person holding any public office of profit or trust under authority of the United States, or of this State, shall be a member of the Legislature: Provided, That appointments in the State Militia, and the offices of notary public, justice of the peace, United States commissioner, and postmaster of the fourth class, shall not, within the meaning of this section, be considered offices of profit or trust.

Sec. 7. (Ineligibility of Members to Office Created, etc.) No member of the Legislature, during the term for which he was elected, shall be appointed or elected to any civil office of profit under this State, which shall have been created, or the emoluments of which shall have been increased, during the term for which he was elected.

Sec. 8. (Privilege from Arrest.) Members of the Legislature, in all cases except treason, felony or breach of the peace, shall be privileged from arrest during each session of the Legislature, for fifteen days next preceding each session, and in returning therefrom; and for words used in any speech or debate in either house, they shall not be questioned in any other place.

Sec. 9. **Compensation of Members.)** The members of the Legislature shall receive such compensation, not exceeding $500.00 a year for the legislative term and $5.00 a day expenses while actually in session, and mileage as provided by law. (As amended November 7, 1950.)

Sec. 10. **(Each House to Judge of Election, etc., of Its Members. Expulsions.)** Each house shall be the judge of the election and qualifications of its members, and may punish them for disorderly conduct, and with the concurrence of two-thirds of all the members elected, expel a member for cause.

Sec. 11. **(Majority is Quorum. Attendance Compelled.)** A majority of the members of each house shall constitute a quorum to transact business, but a smaller number may adjourn from day to day, and may compel the attendance of absent members in such manner and under such penalties as each house may prescribe.

Sec. 12. **(Rules—Choosing Officers.)** Each house shall determine the rules of its proceedings and choose its own officers and employees.

Sec. 13. **(Vacancies to Be Filled.)** Vacancies that may occur in either house of the legislature shall be filled in such manner as may be provided by law. (As amended Nov. 4, 1930.)

Sec. 14. **(Journals. Yeas and Nays.)** Each house shall keep a journal of its proceedings, which, except in case of executive sessions, shall be published, and the yeas and nays on any question, at the request of five members of such house, shall be entered upon the journal.

Sec. 15. **(Sessions to Be Public. Adjournments.)** All sessions of the Legislature, except those of the Senate while sitting in executive session, shall be public; and neither house, without the consent of the other, shall adjourn for more than three days, nor to any other place than that in which it may be holding session.

Sec. 16. **(Duration of Sessions.)** No regular session of the Legislature (except the first, which may sit ninety days) shall exceed sixty days, except in cases of impeachment. No special session shall exceed thirty days, and in such special session, or when a regular session of the Legislature trying cases of impeachment exceeds sixty days, the members shall receive for compensation only the usual **per diem** and mileage.

Sec. 17. **(Impeachment by House.)** The House of Representatives shall have the sole power of impeachment, but in order to impeach, two-thirds of all the members elected must vote therefor.

Sec. 18. **(Id. Trial by Senate.)** All impeachment shall be tried by the Senate, and senators, when sitting for that purpose, shall take oath or make affirmation to do justice according to the law and the evidence. When the Governor is on trial, the Chief Justice of the Supreme Court shall preside. No person shall be convicted without the concurrence of two-thirds of the senators elected.

Sec. 19 **(Id. Judgment. Prosecution by Law.)** The Governor and other State and Judiciary officers, except justices of the peace, shall be liable to impeachment for high crimes, misdemeanors, or malfeasance in office; but judgment in such cases shall extend only to removal from office and disqualification to hold any office of honor, trust or profit in the state. The party, whether convicted or acquitted, shall, nevertheless, be liable to prosecution, trial and punishment according to law.

Sec. 20. **(Id. Service of Articles.)** No person shall be tried on impeachment, unless he shall have been served with a copy of the articles thereof, at least ten days before the trial, and after such service he shall not exercise the duties of his office until he shall have been acquitted.

Sec. 21. **(Removal of Officers.)** All officers not liable to impeachment shall be removed for any of the offenses specified in this article, in such manner as may be provided by law.

Sec. 22. **(Enacting Clause. Passage and Amendments of Law.)** The enacting clause of every law shall be, "Be it enacted by the Legislature of the State of Utah." Except such laws as may be passed by the vote of the electors as provided in subdivision 2, section 1 of this article, and such laws shall begin as follows, "Be it enacted by the people of the State of Utah." No bill or Joint Resolution shall be passed, except with the assent of the majority of all the members elected to each house of the Legislature, and after it has been read three times. The vote upon the final passage of all bills shall be by yeas and nays; and no law shall be revised or amended by reference to its title only; but the act as revised, or section as amended, shall be reenacted and published at length. As amended Nov. 6, 1900.)

Sec. 23. **(Bill to Contain Only One Subject.)** Except general appropriation bills, and bills for the codification and general revision of laws, no bills shall be passed containing more than one subject, which shall be clearly expressed in its title.

Sec. 24. (Presiding Officers to Sign Bills.) The presiding officer of each house, in the presence of the house over which he presides, shall sign all bills and joint resolutions passed by the Legislature, after their titles have been publicly read immediately before signing, and the fact of such signing shall be entered upon the journal.

Sec. 25. (When Acts Take Effect.) All acts shall be officially published, and no act shall take effect until so published, nor until sixty days after the adjournment of the session at which it passed, unless the Legislature by a vote of two-thirds of all the members elected to each house, shall otherwise direct.

Sec. 26. (Enumeration of Private Laws Forbidden.) The Legislature is prohibited from enacting any private or special laws in the following cases:

1. Granting divorce.
2. Changing the names of persons or places, or constituting one person the heir-at-law of another.
3. Locating or changing county seats.
4. Regulating the jurisdiction and duties of Justices of the Peace.
5. Punishing crimes and misdemeanors.
6. Regulating the practice of courts of justice.
7. Providing for a change of venue in civil or criminal actions.
8. Assessing and collecting taxes.
9. Regulating the interest on money.
10. Changing the law of descent or succession.
11. Regulating county and township affairs. changing or amending the charter of any city,
12. Incorporating cities, towns or villages; town or village; laying out, opening, vacating or altering town plats, highways, streets, wards, alleys or public grounds.
13. Providing for sale or mortgage of real estate belonging to minors or others under disability.
14. Authorizing persons to keep ferries across streams within the State.
15. Remitting fines, penalties or forfeitures.
16. Granting to an individual, association or corporation any privilege, immunity or franchise.
17. Providing for the management of common schools.
18. Creating, increasing or decreasing fees, percentages or allowances of public officers during the terms for which said officers are elected or appointed.

The legislature may repeal any existing special law relating to the foregoing subdivisions.

In all cases where a general law can be applicable no special law shall be enacted.

Nothing in this section shall be construed to deny or restrict the power of the Legislature to establish and regulate the compensation and fees of county and township officers; to establish and regulate the rates of freight, passage, toll and charges of railroads, toll roads, ditches, flume and tunnel companies, incorporated under the laws of the State or doing business therein.

Sec. 27. (Legislature Cannot Release Certain Debts.) The Legislature shall have no power to release or extinguish, in whole or part, the indebtedness, liability or obligation of any corporation or person to the State, or to any municipal corporation therein.

Sec. 28. (Lotteries Forbidden.) The Legislature shall not authorize any game of chance, lottery or gift enterprise under any pretense or for any purpose.

Sec. 29. (Municipal Powers Not to Be Delegated.) The Legislature shall not delegate to any special commission, private corporation or association, any power to make, supervise or interfere with any municipal improvement, money property or effects, whether held in trust or otherwise, to levy taxes, to select a capitol site or to perform any municipal functions.

Sec. 30 (Extra Compensation to Officers and Contractors Forbidden.) The Legislature shall have no power to grant, or authorize any county or municipal authority to grant, any extra compensation, fee or allowance to any public officer, agent, servant or contractor, after service has been rendered or a contract has been entered into and performed in whole or in part, nor pay or authorize the payment of any claim hereafter created against the State, or any county or municipality of the State, under any agreement or contract made without authority of law: Provided, that this section shall not apply to claims incurred by public officers in the execution of the laws of the State.

Sec. 31. (Lending Public Credit Forbidder) The Legislature shall not authorize the State, or any county, city, town, township, district or other political subdivision of the State to lend its credit or subscribe to stock or bonds in aid of any railroad, telegraph or other private individual or corporate enterprise or undertaking.

ARTICLE XXIII

Sec. 1... (Amendments: Proposal, Election.) Any amendment or amendments to this Constitution may be proposed in either house of the Legislature, and if two-thirds of all the members elected to each of the two houses, shall

vote in favor thereof, such proposed amendment or amendments shall be entered on their respective journals with the yeas and nays taken thereon; and the Legislature shall cause the same to be published in at least one newspaper in every county of the State, where a newspaper is published, for two months immediately preceding the next general election, at which time the said amendment or amendments shall be submitted to the electors of the State, for their approval or rejection, and if a majority of the electors voting thereon shall approve the same, such amendment or amendments shall become part of this Constitution. If two or more amendments are proposed, they shall be so submitted as to enable the electors to vote on each of them separately.

Sec. 2. (Revision of the Constitution.) Whenever two-thirds of the members, elected to each branch of the Legislature, shall deem it necessary to call a convention to revise or amend this Constitution, they shall recommend to the electors to vote, at the next general election, for or against a convention, and, if a majority of all the electors, voting at such election, shall vote for a convention, the Legislature, at its next session, shall provide by law for calling the same. The convention shall consist of not less than the number of members in both branches of the Legislature.

Sec. 3 (Id. Submission to Electors.) No constitution, or amendments adopted by such convention, shall have validity until submitted to, and adopted by, a majority of the electors of the State voting at the next general election.

CRIMES AGAINST THE LEGISLATIVE POWER

UTAH CODE ANNOTATED 1953

76-28-13—Preventing meeting of Legislature.
76-28-14—Disturbing Legislature While in Session.
76-28-15—Altering Draft of Bill After Introduction.
76-28-16—Altering Engrossed Copy of Bill or Resolution.
76-28-17—Bribes—Giving or Offering to Member.
76-28-18—Bribes—Member Asking for or Receiving.
76-28-19—Member promising to Trade Vote or Influence.
76-28-20—Member Trading Vote or Influence.
76-28-21—Corruptly Soliciting Official Action of any Public Officer.
76-28-22—Member Failing to Disclose Private Interest in Legislation.
76-28-23—Voting in Consideration or on Condition of Governor's Action.
76-28-24—Id. by Senator, to Affect Governor's Appointments.
76-28-25—Witnesses Before Legislature – Failing to Attend and Testify.
76-28-26—Lobbying for Hire.
76-28-27—Witnesses Denied Claim of Privileges leges in Prosecutions Under this Chapter.

JOINT RULES OF THE SENATE AND HOUSE OF REPRESENTATIVES

ORGANIZATION

1. Notification of Organization of Each House. Immediately after the organization of the senate and house of representatives, at the commencement of every session of the legislature, each house shall appoint a committee of three to notify the other house that it is organized and ready for the transaction of business.

2. Committee on Joint Rules. Thereupon a committee on joint rules shall be appointed, to consist of three senators, three representatives, the president of the senate (who shall be chairman), and the speaker of the house, whose duty it shall be to formulate a set of joint rules of the senate and house of representatives.

3. Adoption of Rules Completes Organization of Legislature. Upon the adoption by both houses of the joint rules as well as of their own rules, respectively, the legislature shall be deemed fully organized.

4. Joint Committee to Notify Governor. Thereupon a joint committee consisting of three senators and three representatives shall be appointed to inform the governor personally of the organization of the two houses, and of their readiness to receive his communications.

JOINT CONVENTIONS

5. Where Held. Who Presides. Joint conventions of the two houses shall be held in the hall of the house of representatives, and the president of the senate shall preside.

6. Secretaries. Journal. The secretary of the senate and the chief clerk of the house of representatives shall be secretaries of the joint convention, and the proceedings thereof shall be entered at length upon the journal of at least one house.

7. Rules of the House to Govern. The rules of the house of representatives so far as the same may be applicable, shall govern the proceedings in joint convention.

8. May Compel Attendance of Absent Members. Joint conventions shall have the power to compel the attendance of absent members in the mode and under the penalties prescribed by the rules of the house to which such members respectively belong, and for that purpose the sergeant-at-arms of each house shall attend.

9. Adjournment. Duty of Each House. Joint conventions may adjourn from time to time as may be found necessary and it shall be the duty of the house of representatives to prepare to receive the senate and of the senate to proceed to the hall of the house of representatives at the time fixed by resolution or to which the joint convention may have adjourned.

10. No Business to be Transacted Except That Specified in the Call. In all joint conventions it shall be incompetent for either house or the members thereof, or the joint convention to engage in the transaction of any business other than that for which they were assembled.

JOINT MEETINGS OF COMMITTEES

11. Standing Committees May Meet Jointly. Whenever any bill has been referred by the senate to one of its committees, and the same or a like bill has been referred by the house of representatives to one of its committees, the chairmen of the respective committees, when in their judgment the interest of legislation or the expedition of business will be better served thereby, may arrange for joint meetings of their committees for the consideration of such bill.

12. Preference Given to Bills of Other House. During the third and fourth days of each week the House shall give preference to the consideration of Senate bills appearing upon the House Calendar, and likwise, the Senate shall give preference to House bills appearing on the Senate Calendar.

13. Appropriation Bills, Referred To. Every bill introduced in either house having provision therein for the appropriation of money shall in the title thereof set forth such fact and the sum proposed to be appropriated. Such bill shall be referred to the Committee on Appropriations of the house wherein it originates after it has been considered and reported out by the appropriate other standing committee of that house, except that if such other standing committee shall make an unfavorable re-

port on the bill it shall not be so referred unless the unfavorable report is rejected by the house to which such report is made. When a bill is referred to the Committee on Appropriations of either house such committee shall report it out within three days from the receipt thereof with the committee's findings and recommendations.

BILLS AND RESOLUTIONS, ETC.

14. Scope of Word "Bill." Whenever the word "bill" is used in these rules it shall include constitutional amendments, joint and concurrent resolutions and memorials.

15. Defining Joint and Concurrent Resolutions and Memorials. Joint resolutions and memorials are those relating to matters to be treated by both houses of the Legislature. Concurrent resolutions and memorials are similar resolutions and memorials requiring concurrence of the governor.

16. Procedure on Joint and Concurrent Resolutions and Constitutional Amendments. Joint resolutions and memorials, concurrent resolutions and memorials and constitutional amendments shall be treated in all respects as bills.

17. Introduction, Number of Authors. No bill shall be introduced in the senate which bears the name of more than three members. No bill shall be introduced in the house which bears the name of more than five members.

PREPARATION AND INTRODUCTION OF BILLS

18. Size, Number of Copies. Folding Form. All bills shall be typewritten or printed on paper eight and one-half by thirteen or eight and one-half by fourteen inches, shall be in triplicate or in such additional numbers as each house may require respectively, shall not be folded, and shall have the arrangement and wording prescribed by the following:

19. Form of Bills. Every bill shall have (a) a designation; (b) a title; (c) an enacting clause; (d) subject matter disposed in one or more sections; and (e) an emergency clause, if necessary.

20. Designation. The designation shall be a heading preceding the title:

S. B. (or H. B.) No. .....By Mr.....
S.J.R. (or H.J.R.) No.....By Mr. ..... etc.

21. Title. The title of every bill introduced shall convey an accurate idea of its subject and shall be expressed in the fewest words practicable. In amending a section of an existing law, the mere reference to the section by number shall not be deemed sufficient.

22. Enacting Clause. The title shall be immediately followed by the enacting clause, the form of which is prescribed by the Constitution, Article VI, Section 22, viz: "Be it enacted by the Legislature of the State of Utah."

23. Subject Matter. The subject matter of the bill shall follow the enacting clause, and shall be set forth in one or more sections.

Bills which are not amendatory of existing laws shall be divided into short sections, where this can be done without destroying the sense of any particular section, to the end that future amendments may be made without the necessity of setting forth and repealing sections of unnecessary length.

No law shall be revised or amended by reference to its title only, but the act as revised, or section as amended, shall be reenacted and published at length. (Const., Art. VI, Sec. 22.)

Except general appropriation bills, and bills for the codification and general revision of laws, no bill shall be passed containing more than one subject, which shall be clearly expressed in its title. (Const., Art. VI., Sec. 22.)

In the preparation of a bill amending an existing law, and in the printing thereof, all omissions must appear between brackets [ ], and all additions must be shown by underlining the new matter, except in new laws and where new sections are added to existing laws.

No section sub-heads shall be included in any bill. In case of a bill amending an existing law the black-faced sub-heads shall be omitted.

24. Emergency Clause. An emergency clause is not required in a bill unless it is desired to make the act take effect at a time other than that prescribed by the Constitution, Article VI, Sec. 25.

Whenever an emergency clause is inserted in a bill, it shall constitute the last section of the bill, and shall be in substantially the following form: "This act shall take effect upon (approval) (or given date)."

A bill containing an emergency clause can only be passed by a vote of two-thirds of all the members elected to each house (Const. Art. VI., Sec. 25); provided, however, that if such bill receives a majority vote but less than two-thirds, it shall nevertheless be deemed passed,

and the emergency clause shall be omitted from the bill as finally enrolled.

25. Title of Bill to be Printed Once. The title of a bill, resolution, or memorial shall be set forth in full in the journal only upon introduction or upon first receipt of a measure from the other house; subsequently it may be designated by number and a brief condensation of the title.

RECORD OF BILLS

27. Printing of Identical Bills. When a bill has been printed in one house, an identical bill shall not be printed in full in the other house, but shall be printed by designation and title only and with reference to the corresponding bill of the other house, except upon specific vote of the majority of such house.

The Secretary of the Senate and the Chief Clerk of the House shall confer at the close of each day's business regarding the printing of bills to avoid duplication.

28. Bill Referred to Committee. Neither house, except upon vote of a majority of such house, shall give consideration to a bill unless such bill shall have been referred to the appropriate committee of the house in which it was introduced, examined by such committee, revised if necessary and reported back.

29. Secretary and Chief Clerk to Keep Register. The secretary of the senate and the chief clerk of the house of representatives shall keep a register in which shall be recorded every action taken by the senate and house of represenatives on every bill, concurrent or joint resolution, or constitutional amendment.

30. Endorsement of Bills. The secretary of the senate and the chief clerk of the house of represenatives shall endorse on every bill a statement of every action taken by the senate and house of representatives.

Senate amendments shall be inserted in the bill in blue and house amendments in red.

MESSAGES

31. Message to Accompany Bill. While bills are being transmitted between the two houses they shall be accompanied by a message signed by the secretary of the senate or the chief clerk of the house of representatives, as the case may be.

32. Notice to Other House of Rejection. When a bill which has passed in one house is rejected in the other, notice thereof shall be given immediately to the house in which the same has passed.

33. By Whom Sent. Messages shall be sent to the other house by an officer or employee to be designated by the secretary of the senate, if it be a senate message, or by the chief clerk, if it be a house message, and all such messages shall be in writing, signed by the secretary of the senate or clerk of the house, respectively.

CONFERENCE COMMITTEES

34. Concurrence in Amendments. In case the senate amend and pass a house bill, or the house amend and pass a senate bill, the senate (if it be a senate bill), or the house (if it be a house bill) must either "concur" or "refuse to concur" in the amendments. If the senate concur (if it be a senate bill), or the house concur (if it be a house bill), the secretary or chief clerk shall notify the house making the amendments, and the bill shall be ordered to enrollment.

35. Disagreement, Conference Committee. If the senate refuses to concur (if it be a senate bill), or the house refuses to concur (if it be a house bill), the secretary or the chief clerk shall notify the house making the amendments of such refusal, and ask that it recede from its amendments. If it refuses to recede, the presiding officer shall appoint a committee of three on conference, and the secretary or chief clerk shall immediately notify the other house of the action taken, and request the appointment of a like committee, which committee shall thereupon be appointed by the presiding officer of the other house. The first senator named on the conference committee shall act as chairman of the committee from the senate, and the first representative named on such committee shall act as chairman of the committee from the house, and the chairmen thus selected shall arrange the time and place of all meetings and prepare or direct the preparation of reports. The committees shall report in writing and shall be authorized to report such modifications or amendments as they think advisable. But no committee of conference shall consider or report on any matter except those directly at issue between the two houses. The papers shall be left with the conferees of the house having possession of the bill, and they shall present the report of the committee to their house. When such house shall have acted thereon, it shall transmit the same, and the papers relating thereto, to the other, with a message, certifying its action thereon. Every

report of a committee of conference shall be read through, in each house, before a vote is taken on the same.

36. Either House May Recede. It shall be in order for either house to recede from any subject matter of difference existing between the two houses.

37. Failure of Conferees to Agree. In case of a failure of the conferees to agree a report of such failure may be made. A further conference may be had either by the same or new committees appointed for such purpose. Before a bill which has been given to a conference committee shall be declared lost not to be revived again by either house during the remainder of the session, each house shall have voted to refuse further conference by the same committee or a new committee.

ACTION ON BILLS AFTER PASSAGE

38. Enrollment. When a bill shall have passed both houses, it shall be duly enrolled by the rules committee of the house in which it originated, and the fact of its origin shall be certified by the endorsement of the secretary or chief clerk which endorsement shall also show the dates upon which it passed the senate and house of representatives, respectively, and the number of votes cast for and against it in each house, and the number of absentees.

39. Examination of Enrolled Bills. When a bill shall have been enrolled it shall be examined by the Committee on Rules of the house where it originated. The committee shall carefully compare the enrollment with the bill as passed, correct any errors therein, and make report thereof forthwith to such house.

After adjournment of the legislature, the enrolled bills shall be examined by the secretary or chief clerk of the house where it originated. The secretary or chief clerk with the approval of his presiding officer shall correct any errors and certify the engrossed bill to the governor or the secretary of state.

40. Presiding Officers to Sign Bills. Every bill reported to have been duly enrolled shall be signed first by the presiding officer of the house in which it originated, and then by the presiding officer of the other house, in the presence of the respective houses, after its title has been publicly read immediately before signing, and the fact of such signing shall be entered upon the journal (Const., Art. VI., Sec. 24.) Three copies, or more, of the engrossed bill shall be made, one of which shall be filed with the secretary or chief clerk, one given to the author of the bill and one given to the secretary of state.

After adjournment the secretary of the senate or chief clerk of the house with the approval of his presiding officer, shall certify copies of the bill as passed for proper distribution.

41. Transmitted to Governor. After a bill shall have been signed by the respective presiding officers of the two houses, it shall be enrolled without delay, and the enrolled copy, as certified by the secretary or chief clerk, shall be transmitted without delay by the secretary or chief clerk of the house in which it originated, together with a written message to the governor for his approval.

42. Governor's Action on Bill Reported to Other House. When the governor has informed either house that he has signed a bill, or taken any other action affecting both houses, the house to which his action is reported shall inform the other house of the governor's report.

ADJOURNMENT

43. No Adjournment for More Than Three Days Without Consent of Other House. Neither house shall, without the consent of the other, adjourn for more than three days.

44. Adjournment Sine Die. Adjournment sine die shall be made after a committee from each house has notified the opposite house that they have completed their work, and after a joint committee has notified the governor of their respective reports and that the governor has informed the joint committee that he has nothing further to bring before the legislature. Both houses shall adjourn simultaneously.

LEGISLATIVE EXPENSE

45. How Paid. Each house shall have full control of its own expenses. All bills, claims or payrolls shall be certified by the president or chairman of the Committee on Rules and the secretary of the senate or the speaker and chief clerk of the house, as the case may be, to the State Department of Finance for payment by state warrant, drawn against the fund appropriated for the expenses of the legislature.

46. Inspection Tours. On all tours of inspection to state institutions, the respective house shall determine who shall be the employees to accompany the members on such tours of inspection. It shall be the duty of the sergeant-at-arms or assistant to make all arrangements for transportation and accommodation of members.

47. Legislative Council. The Legislative Council, created by Title 36, Chapter 4, Utah Code Annotated 1953, being an arm of the legislature and answerable only to the legislature, shall employ and fix the salaries of such personnel as necessary in the performance of

its duties. It shall approve any other necessary expenses, including travel, and certify all expense items to the Commission of Finance, who shall draw their warrant upon the State Treasurer.

The Legislative Council shall pay salaries and expenses from appropriations provided and shall not be subject to budgetary control of appropriations and allotments but shall be responsible only to the legislature in the discharge of its function and in the expenditure of its funds.

In the event regular biennial appropriations are not specifically provided for the Legislative Council, then such council is hereby authorized and empowered to expend funds from the appropriation for contingent expenses of the legislature.

In addition to the foregoing, we respectfully recommend that the Legislative Council be directed to provide for the members of the legislature, pre-session bill drafting, filing, and printing service at least 30 days prior to the convening of the legislature.

48. Appropriation Committee Report Date. The committee on appropriations shall report to the respective houses the appropriations' bill in its final form for action by the respective houses, not later than the 40th day of the

49. Pooling or Combining Legislative Employees. The presiding officers of the two houses shall provide for the pooling or combining of legislative employees for effective and economical conduct of legislative business. Joint mailing, stenographic, clerical, legal and messenger service shall be maintained wherever feasible.

50. Joint Mailing. Both Houses shall cooperate in establishing a joint mailing list.

Each legislator shall be entitled to request joint mailing of all bills and journals to a maximum of five, including county officials, city officials, public libraries, high schools, or individuals.

Upon request, all State Departments, institutions, universities, junior colleges and vocational schools shall be included in the joint mailing list.

Any legislator upon unanimous consent of the members of his house may add additional names to the mailing list.

RULES OF THE SENATE

ORGANIZATION

1. Secretary of State to Call to Order. The senate, at the commencement of every regular session of the legislature, shall be called to order by the secretary of state, or some person designated by him, who shall preside until the members shall have been sworn in, and shall have elected a president.

2. Election of President. The senate shall elect a president, who shall preside during the session, and who shall have the general direction of the senate chamber.

3. President May Call a Senator to Chair. The president may call a senator to the chair, and such senator shall be vested with all the powers of the president while so presiding, but such substitution shall not extend beyond an adjournment.

4. Temporary Presiding Officer in Absence of President. In the absence of the president, one of the senators shall be elected to preside temporarily, until the return of the president. In case of a vacancy in the office of president, or in case the president or the senator appointed by him to perform the duties of the chair, is absent at the hour to which the senate stands adjourned, the oldest senior senator present shall call the senate to order, and shall preside until a president pro tempore is elected, and such election shall be the first business in order.

5. Duties of President. It shall be the general duties of the president:

(a) To assign to the officers and employees of the senate their respective duties and stations, and to have general supervision over them.

(b) To assign places to properly accredited newspaper representatives.

(c) To take the chair every day, precisely at the hour to which the senate shall have adjourned, immediately call the senate to order, and proceed with the daily order of business.

(d) To announce the business before the senate in the order in which it is to be acted upon.

(e) To receive and submit in the proper manner all motions and propositions presented by the senators.

(f) To put to vote all questions which are regularly moved, or which necessarily arise in the course of proceedings, and to announce the result thereof.

(g) To restrain the senators while engaged in debate, within the rules of order.

(h) To enforce on all occasions the observance of order and decorum among the senators.

(i) To inform the senate when necessary, or when referred to for that purpose, on any point of order or practice.

(j) To receive messages and other communications from other branches of the government, and to announce them to the senate.

(k) To authenticate by his signature when necessary, all the acts, orders and proceedings of the senate over which he presides.

(l) To name the members of committees when directed to do so in any particular case, or when it is part of his general duty by the rules.

(m) To represent and stand for the body over which he presides, declaring its will, and in all things obeying its commands. Every officer of the senate is subordinate to the president, and in all that relates to his several duties, is under his supervision.

6. Election and Duties of Secretary. A secretary of the senate shall be elected at the commencement of each session, to hold his office

at the pleasure of the senate. His general duties shall be:

(a) To attend every session, call the roll, to read all bills, amendments, resolutions and all papers which are ordered to be read by the senate or presiding officer.

(b) To superintend all printing and clerical work to be done for the senate and to have supervision over all employees of the senate, subject, however, to the direction of the president. He shall assign, reassign, or transfer all employees to their respective duties.

(c) He shall certify and transmit to the house all bills, joint and concurrent resolutions and memorials, constitutional amendments, and papapers requiring the action of the house immediately after their passage or adoption by the senate. He shall also perform the duties prescribed by these rules and by Joint Rules Nos. 6, 24, 27, 29, 30, 31, 32, 33, 34, 35, 37, 41 and 45.

(d) To keep a correct journal of the proceedings of the senate.

(e) To correct the spelling of words, erroneous division and hyphenation of words, mistakes in numbering sections and references thereto, to capitalize or decapitalize words, to add or correct the enacting clause, to change numbers from words to figures or from figures to words, and to underscore or remove underscoring or to add or remove brackets in bills upon suggestion without a motion to amend.

(f) To notify the house of the action of the senate on all matters originating in the house and requiring action on the part of the senate.

(g) To keep a record of the attendance of all employees. Any employee absenting himself or herself without the permission of the president, shall not be paid for the day or days of such absence. He shall keep a record of all leaves of absence and shall keep a record of and approve all payrolls and bills.

(h) To sign jointly with the president or the chairman of the committee on rules, all requisitions on the State Department of Finance for warrants to pay the expenses of the senate, provided that in the absence or incapacity of the secretary, such requisitions shall be valid if signed by the president and chairman of the Committee on Rules.

(i) To permit no records or papers belonging to the legislature to be taken out of his custody otherwise than in the regular course of business.

(j) To report any missing papers to the notice of the president.

(k) To be responsible for all the official acts of his assistants.

7. Election and Duties of Sergeant-at-Arms. A sergeant-at-arms shall be elected at the commencement of each session to hold his office at the pleasure of the senate. His general duties shall be:

To attend all sittings of the senate, to execute the command of the senate from time to time and to serve all process which shall be issued by order of the senate or by order of any committee when the same is signed by the president. He shall, subject to the directions of the president and secretary, have supervision over the doorkeepers, messengers and watchmen, and he shall preserve order in the lobby and gallery and guard the floor from intruders. He shall report each day to the secretary, the absence or late arrival of any employee of the senate.

RIGHTS AND DUTIES OF MEMBERS

8. Every Senator Must Be Present. Every senator shall be present within the senate chamber during the sessions of the senate unless duly excused or necessarily prevented.

9. Less Than Quorum May Send for Absent Senators. In case a less number than a quorum of the senate shall convene at the hour to which the senate shall have adjourned, those present are authorized to send the sergeant-at-arms, or any other person, for the absent senators.

10. How Excused from Voting. A senator desiring to be excused from voting may, when his name is called, make a brief statement, not occupying more than five minutes, giving the reasons for making such request, and the question of excusing him shall then be decided without debate. Any senator desiring to explain his vote upon a bill may, when his name is called, be allowed a like opportunity.

11. Not to Vote Unless Present. No senator shall be permitted to vote on any question unless he shall be within the senate chamber before the vote is announced, except as provided for pair voting in rule 59.

ORDER AND DECORUM

12. President to Preserve Order; Appeal. The president shall preserve order and decorum; he may speak to points of order in preference to other senators, rising from his seat for that purpose; and he shall decide questions of order, subject to an appeal by any senator on which appeal no senator shall speak more than once,

unless by leave of the senate. On appeal being taken, the question shall be: "Shall the decision of the chair stand as the judgment of the senate," which question and the action thereon shall be entered in the Journal.

13. Disturbance in Lobby or Gallery. In case of any disturbance or disorderly conduct therein the president shall have the power to order the lobby and gallery cleared.

14. Punishment for Disrespect to Senate. The senate may, during its session, punish by imprisonment any person not a member, who shall be guilty of disrespect to the senate, by any disorderly or contemptuous behavior in its presence but such imprisonment shall not at any time exceed twenty-four hours, unless the person shall persist in such disorderly or contemptuous behavior.

15. Smoking not Permitted. No person shall be permitted to smoke within the senate chamber while the senate is in session.

16. Obtaining the Floor. When any senator is about to speak, or to deliver any matter to the senate he shall rise from his seat and respectfully address himself to "Mr. President." Upon being recognized by the chair, he may address the senate, confining himself to the question under consideration, and avoiding personalities. No senator shall impeach the motives of any other senator.

17. Calling a Senator to Order for Transgressing Rules. If any senator in speaking (or otherwise) transgresses the rules of the senate, the president shall, or any senator may, call him to order, in which case the senator so called to order shall sit down, unless permitted to explain and the senate if appealed to shall decide the case without debate. If the decision be in favor of the senator called to order, he shall be at liberty to proceed; if otherwise, and the case require it, he shall be liable to the censure of the senate.

18. Calling a Senator to Order for Words Spoken. If any senator be called to order for words spoken in debate, the senator calling him to order shall repeat the words to which exception is taken, and they shall be recorded by the secretary; but no senator shall be held to answer, or be subject to the censure of the senate for words spoken in debate, if any senator has meanwhile spoken in debate, or other business has intervened after the words spoken, and before such exceptions have been taken.

19. President to Decide Who Is Entitled to Floor. If two or more senators rise at once the president shall name the senator who is to speak first.

20. Senators Not to Leave Chamber, When. While the president is addressing the senate or, putting a question, no senator shall walk out of, or across the chamber, nor while a senator is speaking, walk between him and the chair.

21. Calling of Ayes and Nos. No senator or other person shall visit or remain by the secretary's desk while the ayes and nos are being called.

22. Priority of Business. All questions relating to priority of business shall be decided without debate.

MOTIONS

23. Motions to be Stated Before Debate. When a motion is made it shall be stated by the president or if in writing, shall be handed to the secretary and read aloud before debate.

24. Motions in Writing. All amendments to bills, resolutions and memorials in excess of ten words shall be reduced to writing and read by the secretary before the same shall be put. All other motions except motions to adjourn, postpone or commit, shall be reduced to writing if the president or any senator desires it.

25. Withdrawing a Motion. After a motion is stated by the president or read by the secretary, it shall be deemed in the possession of the senate, but may be withdrawn at any time by the unanimous consent of the senate before division or amendment.

26. No Second Required to Motions. No second shall be required to any motion in the senate.

27. Motions in Order During Debate. When a question is under debate, no motion shall be received except:

(1) To fix the time to which to adjourn.
(2) To adjourn.
(3) To call the senate.
(4) To commit.
(5) To lay on the table.
(6) To postpone to a day certain.
(7) To postpone indefinitely.
(8) To amend.

These several motions shall have precedence in the order in which they stand in this rule.

During a roll call no motion or other business shall be in order, until after the announcement of the result of the vote.

28. Motion to Adjourn Always in Order; Exceptions. A motion to adjourn shall always be in order except when the senate is voting, and except when a previous motion to adjourn having been defeated, no intervening business has been transacted; but this rule shall not authorize any senator to move an adjournment when another senator has the floor.

29. Motion to Lay on Table Temporary Only. A motion to lay on the table shall only have the effect of disposing of the matter temporarily, and it may be taken from the table at any time by order of the senate.

30. Motion to Postpone. No motion to postpone to a day certain or indefinitely, or to commit, being decided in the negative, shall again be allowed on the same day and at the same stage of a bill or proposition.

31. Motion to Strike Out Enacting Clause. A motion to strike out the enacting clause of a bill shall have precedence over a motion to amend, and if carried shall be deemed a rejection of the bill.

32. Filling Blanks. When a blank is to be filled, and different sums or times are proposed, the question shall be first put on the least sum and the shortest time.

33. Motion Must Be Germane. No motion or proposition on a subject different from that under consideration shall be admitted under color of amendment.

34. Motions to Commit or Postpone Preclude Amendments. A motion to commit, until it is decided, shall preclude all amendments and debate on the main question, and a motion to postpone indefinitely or to a day certain, until it is decided, shall preclude all amendments on the main question.

35. What Questions to Be Decided Without Debate. A motion to adjourn, to take a recess, to lay on the table, or to take from the table shall be decided without debate, and all incidental questions of order arising after a motion is made for either of the questions named in this rule, and pending such motion, shall be decided whether on appeal or otherwise without debate.

36. Division of Question. If the question in debate contains several points, any senator may have the same divided; but on a motion to strike out and insert, it shall not be in order to move for a division of the question, but the rejection of a motion to strike out and insert one proposition shall not prevent a motion to strike out and insert a different proposition.

37. Who May Move to Reconsider. If a bill shall fail to pass on account of not having received the constitutional majority any senator having voted in the negative shall have a right to move for a reconsideration of such bill.

38. Reconsideration Requires Majority of Senate. Upon a motion to reconsider the vote on the final passage of any bill, a majority of all the members of the senate shall be required to reconsider the same.

39. Motion to Reconsider. When a question has been decided by the senate, any senator voting with the prevailing side may move a reconsideration thereof, or give notice that he will make such motion wtihin the time prescribed by the rules, but no motion for the reconsideration of any vote shall be in order after a bill or resolution upon which the vote was taken shall have gone out of the possession of the senate. No motion for reconsideration shall be in order unless made within the next day of actual session of the senate. Such motion shall take precedence over all other motions and questions, except a motion to adjourn.

40. Notice of Motion to Reconsider. Upon notice, being given by any senator of his intention to move a reconsideration of any vote taken, the secretary shall enter the same in the Journal and shall retain the bill or other papers with reference to which such vote was taken, until the time for reconsideration has expired; provided, that the operation of this rule shall be suspended during the last week of the session.

41. No motion to Reconsider Within Five Days of Adjournment. No notice of a motion to reconsider shall be received after the 55th day of the regular session of the legislature.

DEBATES

42. Senators Not to Speak More than Twice. No senator shall speak more than twice in any one debate on the same day, and at the same stage of the bill without leave; and senators who have once spoken shall not again be entitled as any senator who has not spoken desires to speak.

43. Interruptions and Questions. No senator shall interrupt or question another senator in debate without his consent, and to obtain such consent, he shall first address the president.

44. Author May Open and Close Debate. The author of a bill, motion, or resolution shall have the privilege of opening and closing the debate.

45. Previous Question. The previous question shall not be entertained or be a rule of practice in the senate.

AMENDMENTS

46. Substitute Motions. All so-called substitute motion and resolutions shall be considered as amendments only, and shall be subject to the rules relating thereto; except such matter as may be reported by committee.

47. Amendments Must Be Germane. Any substitute or amendment must relate to the same subject as the original bill, resolution, memorial, or constitutional amendment under consideration.

48. Amendments to Measure Requiring Two-Thirds Vote. A constitutional amendment, resolution, memorial, or a bill requiring a vote of two-thirds of the members elected to the senate for the final adoption or passage may be amended by a majority of those voting.

49. Tabling an Amendment Does Not Prejudice Bill. An amendment may be laid on the table without prejudice to the bill. When an amendment proposed to any pending measure shall be laid on the table, it shall not carry with it or prejudice such measure.

50. Rider Amendments. No amendment by way of rider shall be made to any bill on its third reading.

51. Amendments in Order at Second and Third Reading. Amendments shall be in order at the second and third readings of the bill, resolution, or memorial requiring three readings, and it shall be at all times in order, before the final passage of such bill, resolution, or motion, to move its commitment or recommitment.

52. Committee Amendments, How Reported; Speaking on Amendments. Amendments reported by a committee shall refer to the printed bill and shall not be inserted in the original bill until after such amendments shall have been adopted by the senate, when they shall be properly inserted by the secretary. A copy of the printed bill with all proposed amendments entered thereon shall accompany the committee's report. Such committe amendments shall be inserted in the senators' files before the bill is considered on its second reading and the amendments shall be acted upon by the senate in the same manner as though offered from the floor.

On an amendment being moved, a senator who has spoken to the main question may speak again to the amendment.

53. Amendments Referred to Committees to Be Reported. Whenever any bill to which an amendment is pending shall be referred to a committee, such amendment shall be reported back to the senate with the bill.

54. Order of Action. If any amendment be offered, the question shall be first upon the amendment. If rejection of a bill is recommended by a committee, the adoption of an amendment shall not change the question.

VOTING

55. Roll Call on Final Passage of Bills and Other Questions. The vote upon the final passage of all bills shall be by ayes and nos, the names of the senators to be called alphabetically, except that the president shall be called last. The ayes and nos shall be ordered on other questions when demanded by five senators present. In recording the votes taken by ayes and nos, the secretary shall report those absent or not voting.

56. Voting or Changing Vote After Decision Announced. When the ayes and nos are taken on any question, no senator shall be permitted to vote or to change his vote after the decision is announced by the chair.

57. May Change Vote Before Decision Announced. Any senator may change his vote before the decision of the question shall have been announced by the chair.

58. Senators Required to Vote. Every senator present when a question is put, or when his name is called, shall vote, unless the senate shall, for a special cause, excuse him, or unless he has a direct personal or pecuniary interest in the event of such question. In case the vote is by ayes and nos, or by a division, a member entering the chamber after the question is put and before it is decided, may have the question stated, record his vote and be counted.

59. Pairs. Absent senators whose votes, if they were present, would be cast on opposite sides of any question may pair by filing a signed statement of the same with the secretary, who shall read the same to the senate before the vote is taken. A blank form of pairs shall be provided by the secretary.

60. Putting Question Division. The president shall put questions in this form, to-wit:

"As many as are in favor (as the question may be) say aye," and after the affirmative

vote is expressed, "As many as are opposed say no." If he doubts the results of the vote, or if a division be called for, the senate shall divide; those in the affirmative shall first rise from their seats and be counted, and afterward those in the negative.

CALL OF THE SENATE

61. Call of the Senate. Any five senators may demand a call of the senate and require absent senators to be sent for.

62. Putting Question. Upon a call of the senate being moved the president shall say: "It requiring five senators to make a call of the senate those in favor of the call will rise." And if a sufficient number shall rise the call shall be thereby ordered.

63. Doors to Be Closed. A call of the senate being ordered the sergeant-at-arms shall close the doors and no senator shall be allowed to leave the chamber.

64. Sergeant-at-Arms to Bring in Absentees. The secretary shall immediately call the roll of the senate and note the absentees, whose names shall be read and entered upon the journal in such manner as to show who are absent without leave and who are absent with leave. The secretary shall furnish the sergeant-at-arms with a list of those who are absent without leave, and the sergeant-at-arms shall forthwith proceed to find and bring in such absentees.

65. Senate Under Call; Rising Call; Adjournment. While the senate is under call no business shall be transacted except to receive and act on the report of the sergeant-at-arms; and no motion shall be in order except a motion to adjourn and a motion to suspend further proceedings under the call, which motions shall be determined by the ayes and nos, and the motion to suspend further proceedings under the call shall not be adopted unless a majority of all the senators present vote in favor thereof. A majority of those present may adjourn, but upon reconvening, the senate shall not be considered to be under the call, but the call of the senate may again be ordered in the same manner as above described.

66. Sergeant-at-Arms May Report. The sergeant-at-arms may make a report of his proceedings, at any time, which report may be accepted, and further proceedings under the call thereby dispensed with; but the motion to accept such report shall be determined by ayes and nos, and it shall not be adopted unless a majority of all the senators present shall vote in favor thereof. If such report be not accepted, the sergeant-at-arms shall proceed to a completion of his duties as required by Rule 64.

67. Call Raised When Absentees Present. When the sergeant-at-arms shall make a report showing that all who were absent without leave (naming them) are present, such report shall be entered on the journal and the call be at an end; and thereupon the doors shall be opened and the senate shall proceed with the business pending when the call was made.

ORDER OF BUSINESS

68. Hour for Meeting. The hour for the meeting of the senate shall be at 2 o'clock p.m. daily except Sundays unless a different hour shall be prescribed by resolution or motion adopted by a majority vote.

69. Roll Call; Quorum. Before proceeding to business the roll of the senators shall be called and the names of those present and those absent shall be entered on the journal. A majority of the senators must be present to constitute a quorum for the transaction of business but a smaller number may adjourn from day to day and may compel the attendance of absent members.

70. Leave of Absence. Unless unable to attend on account of illness or other cause, no senator or officer of the senate shall be absent from the session during the entire day without first having obtained leave of absence.

71. Daily Order of Business. The daily order of business in the senate shall be as follows:

1. Roll call
2. Prayer by the chaplain.
3. Leaves of absence.
4. Reading and approval of the journal of the preceding day.
5. Communications and petitions.
6. Reports of standing committees.
7. Reports of special committees.
8. Motions, resolutions, and notices.
9. Announcement of committee meetings.
10. Introduction of bills.
11. Unfinished business.
12. Consideration of resolutions and memorials.
13. Consideration of bills on third reading.
14. Consideration of bills on second reading.
15. Miscellaneous business.

72. Messages and Reports Received at Any Time. Messages from the governor and from the house of representatives, communications and reports from state officers, reports from the committee on rules, may be received at anytime, except when the president is putting the question, or when the ayes and nos are being called; and upon motion may be considered at any time.

73. Unfinished Business. The item of unfinished business in which the senate was engaged at the last preceding adjournment shall have the preference under its regular order in the daily order of business.

74. Action Out of Regular Order. The senate may at any time on motion supported by a majority vote of the senators present proceed out of order to any order of business or return to an order already passed. When the senate shall have reached any particular order of business, any time thereunder may be taken up for consideration out of its regular order upon motion supported by a majority vote of the senators present.

75. Standing Committees. The following standing committees shall be appointed by the president of the senate:

1. Agriculture and Irrigation, seven members.
2. Business and Commerce, seven members.
3. Political Subdivisions, five members.
4. Education, seven members.
5. Appropriations, eleven members.
6. Fish and Game, five members.
7. Public Health, Welfare & Institutions, five members.
8. Judiciary, seven members.
9. Labor, five members.
10. Industry, seven members.
11. Military Affairs and Civil Defense, five members.
12. Highways and Aeronautics, seven members.
13. State and Federal Affairs, seven members.
14. Rules, four members.
15. Revenue and Taxation, seven members.

76. Chairman of Committee. The first senator named on a committee shall be the chairman thereof.

77. Committee Not to Sit While Senate in Session. No committee shall sit while the senate is in session, without special leave.

78. Special Committees. Special committees may be provided for on motion or by resolution designating the number and the object, and unless otherwise ordered shall be appointed by the president.

79. Committee Quorum; Sub-Committees. A majority of any committee shall constitute a quorum for the transaction of business. Subcommittees, who shall report to the regular committee, may be appointed to take charge of any part of the committee's business.

If any senator appointed to any committee shall fail, without giving notice of the reason thereof, to attend three consecutive meetings of any committee of which he is a member, his membership shall be automatically cancelled in such committee. The president of the senate shall, when so notified by the chairman of the committee, appoint another senator to fill the vacancy in such committee.

80. Business in Committees Report. Every committee to which a bill is referred is expected to give said bill due consideration and to make a recommendation back to the senate as to the desirability or undesirability of the proposed legislation.

The conduct of committee hearings is an integral part of good legislative process. Committee members shall, to the best of their ability, fully inform themselves regarding issues involved in bills coming before committees on which they serve. Hearings should be held upon request of interested parties, or when in the opinion of committee members additional facts are necessary for proper consideration of a bill. It shall be the responsibility of committee members, in the conduct of hearings, to request the presentation of testimony by any person who, in the opinion of the committee, is qualified to present testimony of importance in the determination of the issue. Hearings shall be public and proper decorum shall prevail.

Testimony shall be directed to the committee; the procedure adopted for the hearing shall be such that committee members shall properly and appropriately receive testimony essential for proper consideration of the issues before them. All business referred to a committee shall be taken up within eight days unless further time is granted by the senate. A committee making a request for an extension of time shall name the day on which the bill will be reported to the senate.

When a bill has been acted upon by a committee, the chairman shall report it back to the senate forthwith.

The chairman of the committee on rules shall report on the 30th and 60th legislative days all disbursements authorized by the committee.

81. Notice of Meeting to Author of Bill. The chairman or clerk of each committee of the senate shall notify the author of any bill or resolution pending before such committee of the hour and place of hearing or acting upon such bill or resolution.

82. Dissenting Members to Be Reported. Members dissenting from a report of a committee shall be so reported when they request it.

83. Committee on Rules; Payment of Expenses. No expenditures on behalf of the senate shall be incurred by any officer without the consent and authority of the Committee on Rules. The said committee shall examine and audit all requisitions and bills for supplies and expenditures of the senate, of its members and committees, for stationery and other purposes, and shall certify to the correctness of the same; and no such requisition shall be made, nor bill be audited or paid unless so certified by the chairman or other member of the committee. After any bill or claim shall have been audited and approved by the Committee on Rules, it shall be certified by the president and secretary to the State Department of Finance for payment by state warrant, provided that in the absence or incapacity of the secretary, such requisitions shall be valid if signed by the president and chairman of the Committee on Rules.

BILLS, RESOLUTIONS, ETC.; PROCEDURE

84. Eleven Copies of Bill Required. Eleven typewritten copies of every bill, resolution, or memorial shall be furnished the secretary by the senator or committee introducing the same before the bill shall be accepted by the secretary for introduction.

85. Bill Backs. The secretary shall attach to each bill, resolution, memorial or constitutional amendment a substantial back.

86. Introduction and First Reading of Bill. Any senator or committee desiring to introduce a bill shall present the same to the secretary, provided, however, that bills introduced for the Utah Legislative Council shall bear the name or names of any senators who is or are members of the council. The secretary shall give it a number and read the title. This shall constitute the first reading of the bill.

87. Reference to Committee on Rules. After the bill has been read the first time it shall as a matter of course be referred to the committee on rules, which shall examine the same. The committee by and with the assent of the author, shall have authority to correct any clerical error such as in orthography, adding or correcting the enacting clause, mistakes in numbering sections and references thereto, errors in grammar, phraseology, punctuation, or in the form of the bill, for the purpose of avoiding repetitions, securing a proper title, insuring accuracy in the text and references and consistency with the language of existing statutes. The committee on rules shall also see to it that the provisions of the joint rules covering the underscoring of new matter and the indicating of old matter omitted are observed, and that no bill is printed until these provisions are carried out.

88. Report of Committee on Rules. The committee on rules shall report back all bills. The committee report shall give a brief statement of the findings of the committee concerning any point or matter which in the opinion of the committee should be called to the attention of the author or the senate. The committee shall not retain any bill longer than three legislative days unless by the approval of the author.

89. Bills Ordered Printed and Referred to Standing Committee. When the report of the committee on rules has been read, the bill shall be referred to a standing committee by the president, and 500 copies thereof, unless otherwise ordered by the senate, shall be printed. A printed copy of the bill, bearing the written approval of the secretary of the senate shall thereupon be substituted for the original, and shall thenceforth be treated as the original bill.

90. Bill Reported by Committee. When bills are reported by committees, they shall be placed at the foot of the second reading calendar, in the order in which they are received. The report of the committee shall be filed with the bill. The bill shall not be read the second time until at least the day following the report of the committee.

91. Second Reading of Bill. When a bill is reached on the second reading calendar, it shall be read in full, after which the report of the committee shall be read and acted upon. The bill shall then be opened for general discussion and amendment. The final question on the second reading shall be "Shall the bill be read a third time" and shall be decided by an aye and no vote. If this question is decided in the negative, it shall be deemed a rejection of the bill.

92. Bill placed on Third Reading Calendar. Each bill, resolution or constitutional amendment ordered read a third time shall be placed at the foot of the third reading calendar. No bill shall be read the third time until the day following its second reading.

93. Reprinting Bill. Any bill that has been materially amended on its second reading may by a majority vote be ordered reprinted or retyped. When a bill has under this rule been ordered retyped, it shall be prepared upon 8½x13 inch paper and the lines should be numbered as in the original bill.

94. Third Reading of Bill; Final Question. When a bill is reached on the third reading calendar, it shall be read by title, unless objection be made, in which event the bill shall be read in full as it passed its second reading. The bill shall then be open for discussion or further amendment. The final question shall be stated thus: "This bill having been read three times, the question is: Shall the bill pass" or "Shall the bill be concurred in" as the case may be.

95. Third Reading of Money Bills to Be in Full. The third reading of all bills appropriating money shall be in full.

96. Amendments Inserted in Bill Before Transmitted to House. Any bill, resolution, memorial or constitutional amendment which shall have passed the senate with amendments shall have such amendments inserted therein in blue before being transmitted to the house of representatives.

97. Recommitment Before Passage. Any bill, resolution, or memorial may be recommitted at any time previous to its passage.

98. Bill Transmitted to House. Each bill which passes its third reading shall be certified by the secretary and by him transmitted to the house. The date of transmission shall be entered on the books of the secretary.

99. Enrollment of Bill; Signed by President. After a senate bill has passed both houses, it shall be duly enrolled under the direction of the committee on rules and carefully examined as provided by Joint Rule No. 38. When the bill is reported to the senate as read and it shall be signed by the president in the presence of the senate, and then transmitted to the house to be signed by the speaker.

If it shall be subsequently found, however, that a mistake has been made in engrossing by omitting or inserting a word or phrase in the bill as passed by both houses, the secretary shall have the power to correct such error in engrossing.

100. No Bill to Be Introduced After Thirtieth Day. No bill shall be introduced in the senate after the thirtieth day of the session, without unanimous consent.

101. All Money Bills Referred to Appropriations Committee. All bills appropriating money from any fund shall be referred to the committee on appropriations before being read a second time.

102. Resolutions Lie One Day on Table. All resolutions except joint and concurrent resolutions shall lie one day on the table.

103. Action on House Bill. When a house bill has been received by the senate, with a message announcing that it has passed the house, such bill shall be read the first time and referred by the president to a standing committee and its course shall thereafter be the same as that of a senate bill; provided, however, that when a house bill is received, the text of which is stated by a senator to be identical with that of a senate bill which has already been considered and reported by a standing committee of the senate, such house bill shall be referred to the committee on rules for comparison which committee shall report without delay whether or not such bill is identical with the senate bill. If reported to be identical, such house bill shall be substituted for the senate bill and shall take its place on the second reading calendar, provided that the fact that the bills are identical shall be entered in the Journal.

104. No Senate Bills Shall Be Passed After the 55th Day. No senate bill shall be passed after the fifty-fifth day of the regular session of the legislature.

105. Bills, Resolutions, etc.; Procedure. Introduction of resolutions and memorials on matters irrelevant to legislative matters is discouraged and such resolutions and memorials as are adopted shall not be printed except by majority vote.

106. Bills Placed on Calendar. When bills, resolutions, memorials, or other business are reported from committees, they shall be placed upon the calendar, to be kept by the secretary as follows:

All bills when reported to the senate by committees shall be placed at the foot of the second reading calendar in the order in which the reports are made, and after passing their second reading, they shall be placed at the foot of the third reading calendar, in the order of second reading.

107. Precedence in Consideration of Bills; Printed Calendar. Precedence shall be given in the consideration of bills on the calendar in the following order: Third reading calendar and second reading calendar, unless otherwise ordered. The bills upon third reading shall be considered in the order in which they appear

upon the calendar, unless otherwise ordered by unanimous consent. If a bill is passed on the calendar, for any reason other than the absence of the author by leave of the senate, it shall be placed at the foot of the calendar, unless otherwise ordered. The secretary shall during each daily session cause the calendar to be written and maintained upon the blackboard showing bills properly listed as provided in rule 105.

108. Special Order. Any subject may by a vote of a majority of those voting be made a special order, and when the time fixed for its consideration arrives, the president shall lay it before the senate.

COMMITTEE OF THE WHOLE

109. Bills on Second Reading May Be Considered in Committee of the Whole. During consideration of bills on their second reading, three senators may move that any bill or bills in said order of business shall be considered in committee of the whole, and the senate shall resolve itself into a committee of the whole for the consideration of the bill or bills to be so considered.

110. Procedure in Committee of Whole. In forming a committee of the whole, the President, unless otherwise ordered by the senate, shall appoint a chairman to preside, who shall for the time being exercise all the powers of the president necessary to the conduct of the business of the committee. The rules of the senate shall govern as far as practicable, except that a senator may speak more than twice on the same subject, that a call for the ayes and nos cannot be made, nor can an appeal from the decision of the chair be taken. Such committee may strike out the enacting clause of a bill and report that fact to the senate; and if the report be agreed to by the senate, it shall be deemed a rejection of the bill.

111. Action on Bills in Committee of the Whole; Report to Senate. Upon bills committed to a committee of the whole, the bill shall first be read throughout by the secretary, and then again read and debated by sections, leaving the title to be last considered. The body of the bill shall not be defaced, or underlined, but all amendments, noting the page and line, shall be duly entered by the secretary on a separate paper, as the same shall be agreed to by the committe. All amendments made in committee of the whole shall be reported by the chairman to the senate, and shall by him be moved to be inserted, and if adopted shall then be entered upon the Journal. After the bill has been reported to the senate it shall again be subject to debate and amendment before the vote thereon is taken.

112. Motion to Rise Always in Order in Committee of the Whole. A motion that the committee of the whole rise shall always be in order, and shall be decided without debate.

EXECUTIVE SESSIONS

113. Executive Session. When a motion is adopted to close the doors of the senate on the discussion of any business that may, in the opinion of the senate, require an executive session, the president shall require all persons, except the senators, the president, secretary, minute clerk and sergeant-at-arms, to withdraw, and during the discussion of said business the doors shall remain closed. Every senator and officer present shall keep secret all matters and proceedings concerning which secrecy shall be enjoined by order of the senate.

114. Executive Nominations. When executive nominations shall be sent by the governor to the senate for confirmation, they shall, after being read by the secretary, without motion be referred to a special committee of five appointed by the president, unless otherwise ordered by the senate. In no event shall action be taken on any executive nomination before the third day after its receipt from the governor. After having been reported by the special committee of five appointed by the president, the final question on every nomination shall be: "Will the senate advise and consent to this nomination?" which question shall not be put on the day the nomination or nominations are reported from the committee, unless by unanimous consent. While any nomination remains with the senate it shall be in order to reconsider any vote taken thereon.

SUSPENSION OF RULES

115. Suspension or Alteration of Rules Requires Majority Vote. No standing rule of the senate shall be altered, amended, suspended or rescinded without the vote of a majority of the members elected to the senate.

RULES OF ORDER

116. Robert's Rules of Order Revised. The rules contained in "Robert's Rules of Order Revised" shall govern the senate in all cases to which they are applicable and in which they are not inconsistent with the standing rules and order of the senate.

PRIVILEGES

117. Admission to Senate Chamber. No person shall be admitted within the senate chamber (galleries excepted) or the corridors directly to the east or the west of the Senate Chamber between 9 a.m. and the time of adjournment, unless especially invited by a senator. It shall be the duty of the sergeant-of-arms to admit no one except upon the invitation of the senator, except the members and officers of the two houses of the legislature, former members of the senate, the governor, heads of state departments, former governors, members of the congressional delegation, judges of the United States courts and of the state courts, and reporters of the press. Any such person shall only be entitled to the quiet and orderly occupancy of the seats provided for visitors or for representatives of the press, and in no event to the privileges of the floor.

118. Senators Seats Not to Be Occupied by Others. At no time, whether the senate be in session or not, shall any employe of the senate, or any person whatsoever, other than the president or a senator, be permitted to occupy the chair or use the desk of the president or that of any senator.

119. Sergeant-at-Arm to Enforce Rules. The sergeant-at-arms and the employes under his direction will be held to a strict enforcement of the two preceding rules.

120. Employes and Visitors Not to Influence Legislation. Any employe of the senate or of its committees soliciting or inviting any senator to vote or use his influence for any bill or matter before the senate shall be at once dismissed from service and employment, and any person entitled to the privilege of the floor of the senate who shall, while on the floor during the session of the senate, solicit or invite any senator to vote or use his influence for any bill or matter before the senate shall forfeit his privilege.

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REGULAR SESSION

of the

THIRTY-FOURTH LEGISLATURE

FIRST DAY

SENATE CHAMBER,
State Capitol,
Salt Lake City, Utah, January 9, 1961.

Pursuant to the provisions of the Constitution of the State of Utah, the holdover Senators and Senators-elect of the Thirty-Fourth Legislature of the State of Utah convened in Regular Session in the Senate Chamber at twelve o'clock noon.

Chief Justice Lester A. Wade, in the chair, called the Senate to order.

Prayer was offered by Elder Hugh B. Brown, Member of Council of Twelve, Church of Jesus Christ of Latter-day Saints.

Under the direction of General M. L. Watts, the Utah National Guard posted the Colors.

Roll call: All Senators present, except Senator Hammond, excused.

The following certificate was read:

CERTIFICATE OF MEMBERSHIP OF THE THIRTY-FOURTH LEGISLATURE OF THE STATE OF UTAH
1961

I, LAMONT F. TORONTO, Secretary of State of the State of Utah, do hereby certify that at a General Election held within and for the State of Utah on Tuesday, November 8, 1960, the following named persons were chosen by the electors as members of the Thirty-Fourth Legislature of the State of Utah, to serve in the Senate, each for the term of four years, beginning January 2, 1961:

FIRST DISTRICT: County of Box Elder – Kleon Kerr.

FOURTH DISTRICT: County of Weber – Frank M. Browning.

FIFTH DISTRICT: Counties of Duchesne and Wasatch – Bennie Schmiett.

SIXTH DISTRICT: County of Salt Lake – D. E. Hammond, Bruce S. Jenkins and Wendell Grover.

TENTH DISTRICT: Counties of Garfield, Wayne, Kane and Piute – Vernon L. Holman.

ELEVENTH DISTRICT: County of Iron – Charles R. Hunter.

THIRTEENTH DISTRICT: Counties of Juab and Tooele – Ernest G. Mantes.

FOURTEENTH DISTRICT: County of Carbon – Frank C. Memmott.

FIFTEENTH DISTRICT: County of Davis – Haven J. Barlow.

SIXTEENTH DISTRICT: Counties of Uintah and Daggett – Leland Sowards.

SEVENTEENTH DISTRICT: County of Sevier – James N. Stacey.

EIGHTEENTH DISTRICT: County of Washington – Orval Hafen.

AND I FURTHER CERTIFY that by virtue of an election held on Tuesday, November 4, 1958, at which persons were chosen as members of said body, for the term of four years then next ensuing, the following are entitled to serve for the unexpired term, from the several districts, to wit:

SECOND DISTRICT: County of Cache – Reed Bullen.

THIRD DISTRICT: Counties of Rich, Summit and Morgan – Alonzo F. Hopkin.

FOURTH DISTRICT: County of Weber – J. Francis Fowles.

SIXTH DISTRICT: County of Salt Lake – Marvin J. Ashton, Sherman P. Lloyd and Clyde L. Miller.

SEVENTH DISTRICT: County of Utah – Luke Clegg and Harvard R. Hinton.

EIGHTH DISTRICT: Counties of Beaver and Millard – Thorpe Waddingham.

NINTH DISTRICT: County of Sanpete – R. LaVaun Cox.

TWELFTH DISTRICT: Counties of Emery, Grand and San Juan – Charles A. Steen.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the Great Seal of the State of Utah at Salt Lake City, this fifth day of January, 1961.

(Seal)

/s/ LAMONT F. TORONTO,
Secretary of State

Justice Lester A. Wade of the Supreme Court administered the oath of office to the newly-elected senators present and declared nominations for the Office of President of the Senate were in order.

Senator Cox nominated Senator Waddingham.

Senator Lloyd seconded the nomination.

Senator Jenkins moved that Senator Waddingham be elected President by acclamation. The motion carried.

A committee consisting of Senators Cox, Lloyd, and Jenkins escorted the President-elect to the chair, and the oath of office was administered by Justice Lester A. Wade.

President Waddingham expressed his gratitude and appreciation for the honor conferred upon him.

On motion of Senator Hinton the Senate voted that the rules of the Thirty-Third Legislature of 1959 be adopted temporarily until other rules have been adopted.

The President appointed Senators Holman, Memmott, and Stacy as a committee to notify the House that the Senate is organized and ready to do business.

The President appointed Senators Schmiett, Sowards, and Clegg as a committee to notify the Governor that the Legislature is organized and ready to do business and to ascertain the time when the Governor will deliver his message to the Legislature.

The President appointed Senators Grover, Cox, and Lloyd as the Committee on Senate Rules.

The President appointed Senators Grover, Cox, and Lloyd as the Committee on Joint Rules.

The Chair declared the Senate recessed for 10 minutes.

The Senate re-assembled.

President Waddingham in the chair.

REPORTS OF SPECIAL COMMITTEES

January 9, 1961

Mr. President:

We, your Committee on Patronage and Employees, beg leave to report that we have carefully considered the names of the applicants for the following offices in the Senate, and that we have selected the following persons for said offices:

Secretary of the Senate.....J. Lambert Gibson

Sgt. at Arms.....John E. Harris

Minute Clerk.....Lee Utley

Docket Clerk .....Thelma Garff

Chaplain .....Rev. Al Beaudoin

Asst. Sgt. at Arms.....Nathaneal D. Clark

Asst. Sgt. at Arms .....Herbert Schmidt

Supervisory Clerk .....Millie Ryan

Asst. Super. Clerk .....Pat King

Reference Attorney .....Craig Vincent

Reference Attorney .....Grant Prisbrey

Utility Clerk .....Anna McPolin

Committee Clerk .....Beverly White

Committee Clerk .....Berniece Penny

Committee Clerk .....Geraldine Langton

Committee Clerk .....Bessie Judges

Committee Clerk .....Lavina Chettle

Mail Clerk .....Gwen Kelsey

Mail Clerk .....Anna Clark

Mail Clerk .....Elizabeth Bodell Skanchy

Telephone .....Leone Bohling

Telephone .....Addie Sanders

Messenger .....Norma Andreason

Messenger .....R. B. Wilson

Messenger .....Francis Bunderson

Messenger .....Maxine Hobbs

Messenger .....Zina McDonald

Messenger .....Alma Kunz

Receptionist .....Eleanor Nelson

Doorman .....Ray Cox

Doorman .....Charles Cram

Upstairs Doorman .....Wayne Thacker

Upstairs Doorman .....Leon Pritchett

Governor's Messenger .....Alma Kunze

Doorman .....L. E. Lind

Custodian .....Margaret Giacoma

Custodian .....Joseph L. Owens

Custodian (night) .....Leonard Albrecht

Doorman .....Carl Galloway

Mailman .....Dr. W. Merrill

Respectfully,

J. FRANCIS FOWLES,

Chairman

Committee report read and adopted.

The Senate unanimously agreed to extend its respect and condolences to Senator Hafen upon the death of his father-in-law.

The President recognized a committee from the House, Representatives Vance, Fanning, and Burningham, which reported that the House was duly organized and ready to do business.

Upon motion of Senator Steen, the Secretary of the Senate was directed to send to Marl D. Gibson the best wishes of the Senate for a speedy recovery.

Chief Justice Lester A. Wade administered the oath of office to the officers and employees of the Senate.

The President expressed his appreciation to Justice Wade for taking time from his busy schedule to administer the oath.

The officers and employees of the Senate then introduced themselves and identified their appointment.

President Waddingham expressed the Senate's appreciation to the Tribune and Deseret News-Telegram, and also to the radio and television stations.

On motion of Senator Mantes, the Secretary of the Senate was directed to send letters of appreciation to the National Guard, Justice Wade, and Elder Hugh B. Brown.

Senator Schmiett of the Committee to Notify the Governor reported that his Excellency was ready to deliver his message at the Joint Session of the Legislature on January 10, 1961, at 10:00 o'clock A.M.

Senator Memmott of the Committee to Notify the House, reported that it had notified the House that the Senate was organized and ready to do business.

The President appointed Senators Hinton, Miller and Clegg to read and revise the Journal for two weeks commencing January 9, 1961.

On motion of Senator Fowles, the Senate adjourned until Tuesday, January 10, 1961, at 9:30 A.M.

SECOND DAY

MORNING SESSION

January 10, 1961

The Senate was called to order at 9:30 A.M. President Waddingham in the chair.

Roll Call – All Senators present, except Senators Hafen and Hammond, both excused.

The Prayer was given by the Chaplain.

January 10, 1961

Mr. President:

Your Committee on Revision of the Journal respectfully reports that we have read the Journal for the first day and find it correct with minor amendments noted on the final copy.

Respectfully,

HARVARD R. HINTON,
Chairman

On motion of Senator Hinton, the report was adopted and filed.

INTRODUCTION OF BILLS

S. J. R. No. 1 By Messrs. Fowles, Browning and Lloyd

A JOINT RESOLUTION OF APPRECIATION TO UTAH VOLUNTEERS (INDIVIDUALS, GROUPS, INSTITUTIONS) IN BEHALF OF THE UNITED STATES SAVINGS BONDS PROGRAM, was read the first time and referred to the Committee on Rules.

On motion of Senator Cox, the Senate recessed to meet with the House in Joint Convention to hear the Governor's message and further voted that after the Joint Convention has been dissolved the Senate stand adjourned until Wednesday, January 11, 1961, at 10:00 A.M.

JOINT CONVENTION

The Roll Call showed a quorum of Senate and House members present.

The prayer was given by Senator Holman.

The President of the Senate appointed a Joint Committee consisting of Representatives Woolsey, Vance and Foxley, and Senators Schmiett, Sowards and Kerr, to notify the Governor that the Legislature was in Joint Convention and ready to hear his message.

The Chair announced that following the Governor's message the House will reassemble for 10 minutes and 30 minutes following the Governor's message, all Democrats of both Houses are to assemble in the House for a caucus.

President Waddingham recognized Utah's First Lady, Mrs. George D. Clyde.

The Joint Committee returned, escorting His Excellency, Governor George D. Clyde, who was presented to the Joint Convention by President Waddingham.

The Governor then delivered the following message:

Mr. President, Mr. Speaker, ladies and gentlemen of the 34th Utah Legislature:

Before taking up my written text, I find there is one matter which is not included in the printed message and to which I feel compelled to call your prompt attention.

I urge that you take prompt action to remedy an inadvertent error of the 33rd Legislature. A Constitutional amendment was approved two years ago, to provide property tax exemption for the widows of servicemen who died while in the service of the United States, comparable to the exemption now given widows of disabled veterans. There was virtually no opposition to this proposition, of which the equity is obvious.

However, in the amendment which was approved by the Legislature, certain wording was inserted which would have created serious problems in areas entirely separate from that covered by the intent of the change. The Attorney General found it necessary to point out this danger to the Utah public last November, and the amendment was not ratified by the people.

I urge that action be taken without delay to prepare and approve an amendment covering the original intent by avoiding the error of two years ago. I am confident it will be approved by the people.

It may be that other matters will arise during the course of the session on which I shall wish to make specific comment or recommendation to the Legislature. In such case, I shall prepare special messages to the Legislature as provided by law.

I shall now take up my written text.

We are now embarking upon one of the most crucial legislative sessions in the history of this state. Every legislative session is, of course, important. But I believe this 34th Legislature faces decisions of above-average importance because of the special conditions which exist at this time.

Utah is a fast-growing state. The official decennial census, taken in 1960, confirmed and made specific what we all knew—that our population growth is well above the national average. That means we have many more citizens for whom we must perform the essential functions of government. This inevitably means an increase in the cost of state government operation.

Utah is also rapidly growing as an industrial state. More and more important industries are moving into this state, and many of our ex-

isting industrial operations are expanding substantially. We are discovering and developing vast stores of rich natural resources that have long lain untouched. All of this means that our economy is steadily expanding. State income is increasing, from the existing tax base and without imposing any additional burden on individual taxpayers. This is obviously good.

The particular problem which we face is that of carefully weighing essential needs, and our desires for new and meritorious programs, against available income. Our present fiscal position is sound. The state is free from debt. Our tax structure is broad, well-balanced and not oppressive. It is essential that we maintain this position, that we keep our total expenditures within the limits of our expanding economy. If we do this, we shall further fortify our sound economic foundation, insure a prosperous present and build for a still brighter future. If we should over-spend today's income in anticipation of tomorrow's promise, we should be undermining the very future to which we are so eagerly looking.

For purposes of clarity in understanding the situation with which we are presently faced, let me very briefly review some fundamental facts concerning the state's fiscal position.

When I first took office, four years ago, there were substantial sums in both the General Fund and the Uniform School Fund over and above the requirements of the fiscal period then drawing to a close. Much has been made of these so-called surpluses, which had accumulated primarily because the state's expanding economy had produced revenue from existing tax sources at a rate considerably in excess of advance estimates. Some three million dollars in the Uniform School Fund was the result of a tax payment by Kennecott Copper Corporation which had been held up pending a final decision by the State Supreme Court.

It must be kept in mind that Utah was at that same time confronted with some very large backlogs of unfilled essential needs, particularly in the fields of capital construction, support of public schools and general salary levels in state government. These had accumulated largely because of the disruption of our normal economy occasioned by World War II and the Korean conflict and the state of economic uncertainty which followed the wars' end; and by the rapid advance of inflation, over a period of years but particularly in the interval following the lifting of wartime controls.

Some critics of this administration's policies have contended that the surplus monies in the General and Uniform School Funds should have been preserved to meet some future emergency, although it is obvious that the money could be used only once and that it would not serve to finance long-term requirements. If we examine the 1957 fiscal situation objectively, I believe it is clear that there were three possible courses of action.

First, we might have kept the surplus monies in the bank—at little or no interest—against some future rainy day, and ignored the backlogs of accumulated needs. The folly of such a course of action should be obvious, for the needs would have grown more acute while construction costs climbed higher and we should today be facing a situation of desperation with less money, relatively, available to meet our needs than we had four years ago.

Secondly, we might have preserved the surpluses and levied new taxes to provide the money for the programs necessary to erase our backlogs of unfilled essential needs. The objections to such a course were three-fold. The money on deposit would not have accumulated interest in sufficient quantity to match rising building costs and we should have suffered a net loss. The taxpayers of the state would have been forced to carry an unnecessarily heavy burden for four years. And if we have enacted major tax increases in 1957, or in 1959, every last penny would have been swallowed by new programs, whose continuing financing would add greatly to the fiscal problems we now face. I feel sure that everyone who observed closely the legislative sessions in 1957 and 1959 will agree that pressures were such that all available monies would have been taken up in proposed programs which, while meritorious in themselves, perhaps, would have strained our fiscal capacity beyond reasonable limits.

The third possible course was the one actually adopted and which was, to my way of thinking, the sound approach to the problem. The so-called surpluses were carefully allotted to long-range programs designed to meet and erase our backlogs of unfilled essential needs over a reasonably long period and within our means. I think the wisdom of this course of action has been proved. We have made very real progress and the programs on which we are embarked will, if continued at a steady pace, achieve their objectives.

I shall not dwell further on the fiscal situation, which I shall examine in detail when I come before you with my budget recommendations in a few days time. I have felt it necessary to offer this brief discussion of fiscal affairs because I feel it is the key to legislative action: We must carefully balance each legislative proposal against its cost and the availability of funds.

Let me state that our present financial position is eminently sound. We shall finish the biennium with a surplus in the General Fund and the General Fund outlook for the coming biennium is good. We face some problems in connection with the Uniform School Fund, due primarily to the heavy increase in enrollments which is anticipated next year and for several years following. These problems are not insurmountable. I shall leave detailed consideration of them to my budget message.

I shall devote the remainder of my remarks to legislative proposals. I have not attempted to present them in order of priority but shall take them as they appear, alphabetically.

AERONAUTICS

Under our present tax structure, the annual property levy against private aircraft has become virtually prohibitive and increasing numbers of airplane owners are transferring their registrations to neighboring states, where tax levies are a small fraction of the Utah impost. I recommend the enactment of a law providing a reasonable excise tax in lieu of property tax on private aircraft.

I also recommend the enactment of legislation to give the State Aeronautics Board authority to regulate intrastate commercial flights, over which we presently have no control. The existing situation constitutes a serious danger to the public.

AGRICULTURE

The State Department of Agriculture has recommended a dozen proposals for which I urge your most careful attention.

A number of the proposals deal with milk and the dairy industry, and are aimed at bringing present, sometimes antiquated, statutes up to date and making them more effective and workable.

Also in need of up-dating is our statute governing standard weights and measures, and it is recommended that we adopt the so-called "model law" which is in force in most states. Our present law covering the inspection of bedding and upholstered furniture--which is a function assigned to the Department of Agriculture—apparently is inadequate to enforce proper labeling of these items and it has been found that articles of bedding and upholstered furniture are being sold in Utah under fraudulent labels, at the expense of our buying public. The proposed revisions would make possible accurate inspection and strict enforcement in the public interest. Similar protection of the consumer against fraud is sought in a change in the law governing sale of fertilizers, it having been found that some commercial products are being sold as high-grade fertilizers when they in fact contain as much as 50 per cent sand.

Protection of the public health and welfare is sought in bills aimed at regulating grains that may have been treated with poisonous substances and requiring accurate labeling of dangerous substances commonly used in the home.

BANKING AND INSURANCE

It is recommended by the Utah Bankers Association that the State Department of Banking be separated from the Department of Business Regulation, in the same manner that the Insurance Department was given independent status by action of the 33rd Utah Legislature.

I believe it is essential that the legal qualifications of the bank commissioner should be liberalized so that the state can obtain and retain the service of genuinely qualified people for this important office This same thing applies to the office of state insurance commissioner. In both cases, I believe we must increase the salaries to a level commensurate with the professional qualifications of the people we must seek. The Utah residence requirement should be removed. While we must carefully guard against conflicts of interest and a commissioner should not be permitted to have an active financial interest, including the ownership of stock, in an instiution which would come under his supervision or be in direct competition with institutions which do so, I believe we must remove the prohibition against a commissioner participating in a retirement program operated by such an institution. The existing prohibition eliminates from consideration many of the people best qualified to handle the commissioner's duties—men of wide experience and demonstrated ability, who have retired from active business. I do not think that participation in a retirement program constitutes a conflict of interest, or would unduly influence the decisions of a commissioner.

Our present banking laws should be amended to prohibit the obtaining of a charter for any type of financial institution for the purpose of re-sale, and the law should provide that when a charter is issued it must be implemented by the person or persons to whom it is issued within a reasonable time or be revoked.

BOATING

In 1959, Utah's first law for the regulation of boats and boating was enacted. I believe such a law is essential in this day and age; but like most first-time laws, our present boating act has been found to have a number of shortcomings which should be corrected.

When the law was enacted two years ago, administration was placed in the Parks and Recreation Department although the department did not have the personnel to handle the task, particularly in the matter of enforcement. At the present time, boaters are sharply divided on the question of who should administer and enforce the boating law. Some urge that it be left in the hands of the Parks and Recreation Department. Others believe it should be given to the Fish and Game De-

partment, which now has trained law enforcement officers on many, though not all, major bodies of water in Utah. A third suggestion is that enforcement of the law be made the responsibility of the Highway Patrol, and a fourth proposal is that an entirely new Department of Boating be established.

I am definitely opposed to the creation of a new bureau or department of state government for this purpose. I believe that any of the existing departments of government would administer the boating act fairly and to the best of its ability. I do believe it is of the utmost importance that enforcement of the act be carried out by personnel adequately trained in law enforcement.

The problems of financing even a moderate program of building boating facilities on our public waters have proved large, and I urge the legislature to consider a refund of the motor fuels tax collected on sales of gasoline used in boats, under the following conditions:

That no refund to purchasers on an individual basis be considered.

That a bulk refund be made on the basis of a formula to be worked out by the State Tax Commission and the department charged with administration of the boating act.

That the refund be devoted to the construction of launching ramps, docks and other boating facilities on public waters.

The amount of the refund would be small in terms of total collection from the motor fuels tax, and should make no appreciable difference in the highway program. The comparatively small sum would, however, be important in the construction of needed boating facilities. The legal principle involved is, I believe, already established and accepted in the earmarking of gasoline tax monies from airplane fuels to airport administration and upkeep.

Some adjustment should be made in the matter of property tax. I do not believe that boats should be exempt from the property tax as some have proposed—indeed, I do not believe that they could be legally exempted without a constitutional amendment, which would be undesirable and possibly dangerous to our tax structure. However, I am sure provision can be made for lightening assessments which may be genuinely burdensome, by working out a more equitable assessment formula.

Procedures for registering and licensing boats should be simplified and streamlined.

COMMITTEES ON AGING AND ON CHILDREN AND YOUTH

The White House Conference on Aging is now in session, and Utah is ably represented at that important discussion of the problems of our

senior citizens. Our State Committee on Aging, which has functioned for the past eighteen months, has done excellent work, and I believe the effort should not end with the White House Conference. I therefore recommend that a permanent Committee on Aging be established to help carry out and implement the recommendations which will come from the White House Conference, and to continue the study of this important problem. Such a committee should be composed of members who would serve without pay, but they should be provided adequate secretarial assistance, in order to encourage and coordinate programs on the local community level in all parts of the state.

A similar situation exists in the area of children and youth, in which area the decennial White House Conference was held a year ago. I believe we should continue the program we have so well begun by establishing a permanent, non-paid Committee on Children and Youth and providing the committee with secretarial assistance.

CONTRACTORS

Under existing statute, a contractor is required to pay a full $50 fee for each branch of contracting in which he wishes to engage and for which he can qualify. I believe this is unreasonable and unfair and that a contractor who has obtained a first $50 license should be issued licenses for other branches of contracting for which he can fully qualify for a nominal sum. There should be no change in the standards of qualification.

The Department of Contractors is presently hampered by the legal provision that all monies in the Contractors' Fund in excess of $10,000 lapse into the General Fund at the end of each fiscal year. Payments into the Contractors' Fund generally come at the beginning of the calendar year, and $10,000 is not sufficient to maintain the normal level of operations of the department through the six months between the ending of a fiscal year and the beginning of a new calendar year. I recommend that $30,000 rather than $10,000 be left in the Contractors' Fund and that monies in excess of this amount lapse into the General Fund at the end of each fiscal year.

EDUCATION

As I indicated in my opening remarks, the most critical problems which we face are in the field of education, including both the public schools and the state-supported institutions of higher learning. These problems are mainly financial and I shall, as previously stated, leave discussion of them to my budget message.

At this time, I do want to re-affirm my basic philosophy with regard to education in Utah. We have a proud tradition in education in this state. This tradition should be enhanced and not compromised. Our aim must ever remain to provide the best possible educational opportunities for our young people at the grade school, high school and post-high school levels.

The profession of the educator is an honorable and respected one and the dignity of the profession must be preserved if we expect to attract and retain the kind of people we must have to maintain the high educational standards which we demand. This means that salaries of teachers and school administrators must be commensurate with the importance of the positions they hold.

In our fundamental pursuit of excellence, and in according proper recognition to our teachers, however, we must also keep in mind the limitations of our economy. There are limits beyond which we cannot go without undermining the economy on which our school system, as well as the other facets of our way of life, depend. The State of Utah devotes an unusually high percentage of its total income to education and the people of Utah make an unusually high per-capita effort to support our schools. These are obvious necessities in a state of traditionally large families. I am sure we shall continue to make an above average effort and we shall increase it if we have to. It would be unrealistic and unwise to try to gear our individual or joint effort to a national average composed of the records of various states whose conditions are quite dissimilar to our own.

Conversely, we cannot reasonably base our aims and efforts entirely on national or regional averages in matters of salaries or per-pupil expenditures. These things are valuable as comparisons, within proper limits, and I do not suggest that they be ignored. They should all be carefully considered and evaluated, but always in relation to all other factors pertinent to the problem. If we are to achieve our educational aims within the limits of our means, we must constantly seek efficiences and improvements, which I am sure we are doing. We must judge educational quality objectively, and not solely in terms of money expended. I do not suggest we can, suddenly and miraculously, devise ways of providing top-quality education at a fraction of the comparative cost elsewhere. I do firmly believe we can and must find ways to get more for each educational dollar as the years go by.

The problems immediately facing our schools and institutions of higher learning are two-fold: Those of capital construction and of operation and maintenance. They must be considered in their relation to each other as well as in the light of total funds which may be available for both.

In the area of capital construction, I particularly urge the administrators of our institutions of higher learning to take a long-range and

reasonably patient view. We have made considerable strides toward meeting their expanded requirements and we are continuing to do so. Our present construction program will, over a period of a few years, provide all needed construction. It would be impossible to build in the next biennium all of the structures that have been requested on the basis of demonstrable need.

In order to make the best possible use of existing space and to expedite the construction of additional needed space in order of genuine priority need, I recommend that the State Building Board be directed to undertake and to keep current a space-utilization study at all state institutions, including the institutions of higher learning.

Apart from the purely financial problems facing education in Utah, I nave two specific recommendations in this field.

The 33rd Utah Legislature granted four-year status to Weber College and that institution will soon embark on its upper division program. It would be proper at this time for the Legislature to separate Weber from the administrative control of the State Board of Education and provide a Board of Control patterned on the Board of Regents of the University of Utah and the Board of Trustees of Utah State University. I remind you that the members of these boards are appointed by the Governor, with the approval of the Senate, and I urge that you act early in the legislative session to authorize the establishment of the Weber Board of Control so that I can submit my appointments to the Senate for approval before adjournment.

I recommend that the study of merit pay for Utah school teachers be continued and that as many as possible of our school districts make trial runs of merit pay programs. I believe merit pay should be an integral part of the salary structure and that it should be financed in the school districts with the same ratio of state support as is provided for the state-wide Uniform School Program.

FISH AND GAME

Five fish and game bills are being presented for your consideration with the support of the Utah Wildlife Federation. Four of these are relatively minor and have my full endorsement. One of them in particular deserves your prompt and favorable action. It would reduce the residency requirements for obtaining resident hunting and fishing licenses. People who are moving to Utah as our industry expands, who purchase homes here and make Utah their permanent home, are understandably resentful at being denied resident hunting and fishing privileges until they have resided in the state for a full year.

The fifth fish and game bill is definitely controversial and would provide for very substantial increases in the fees charged for hunting

and fishing licenses. The proposal has been endorsed by the Utah Wildlife Federation, but I have received numerous protests from Utah sportsmen who are not affiliated with the Federation against the proposed increases.

I shall make no recommendation on this issue, but rather urge each legislator to consult his own constituents and that the Legislature then exercise its own best collective judgment in order to reflect the preference of the majority of sportsmen in this state.

GOVERNOR'S OFFICE

I renew my request that the state budget officer be made directly responsible to the Governor and a member of his staff. The Governor is charged with the responsibility of preparing and administering the General Fund budget and it is unrealistic to have the budget officer work at some distance from the Governor and not under his direct control. This request coincides with a recommendation of the Legislative Council in 1959 and renewed this year. The duties of the budget officer should include the administration of the budget, and the preparation of work programs of all departments and agencies, and checking of compliance to insure that monies are used for the purposes authorized by the Legislature, as well as preparation of the biennial budget.

I also renew my request that a state planning coordinator be added to the staff of the Governor. Let me emphasize the word "coordinator"; I have no thought of setting up a planning agency, with authority over other departments of government. A planning coordinator would work with the established departments of government in precisely the capacity the title implies, to coordinate long-range plans and action programs so that they may be cooperative and not conflicting.

I also renew my recommendation that the next Governor-elect—and all future Governors-elect—be provided with funds for reasonable staff assistance between the time of election in November and officially taking office in January, so that the incoming chief executive can adequately prepare himself for the duties which immediately devolve upon him.

GREAT SALT LAKE AUTHORITY

A number of proposals have been advanced for development of the Great Salt Lake as a National Park, a State Park or in some other way. These proposals have been widely discussed, but I suggest that we do not have sufficient factual data on which to base a sound judgment at this time.

I therefore propose the establishment of a Great Salt Lake Authority, whose mission would be to make a thorough study of the potential

of the lake in all useful areas, including industrial development, tourist and recreation facilities, fresh water storage and all others.

I suggest that any decision on the future development of the lake be deferred until we have assembled the requisite factual data.

JUVENILE DETENTION

The problem of juvenile detention has become acute. In fact, in all but a very few counties of this state, the facilities for juvenile detention are woefully inadequate and sometimes disgraceful.

Whether the underlying responsibility for juvenile detention facilities is the responsibility of the state or of local counties and communities is a question which has been widely debated in recent months. The question, in theory, may be moot—but we are not confronted with a theoretical debate, but with a serious and alarming situation in fact.

I am convinced that if we are to have reasonably adequate care for our juvenile problem children—and in many cases the problem is not created by the young people themselves but by their homes and environments—the state must take charge. I recommend that authority be vested in the Department of Public Welfare, which has jurisdiction over the State Industrial School, over problems of dependent and neglected children and other related issues.

The financial burden should not be borne by the state alone but again there are practical problems in the way of an effective partnership relationship between the state and local government jurisdictions.

I therefore recommend that the program of constructing, maintaining and operating juvenile detention homes, under the jurisdiction of the State Department of Public Welfare be financed from the following sources:

1. By turning all fines and forfeitures from the Juvenile Courts to this purpose; and

2. By taking a portion of the state liquor profits, which are now being turned over to the counties and municipalities. Let me make it clear that I do not propose that we take an additional slice of the liquor profits which now accrue to the state General Fund. Let me also make it clear that when $1 million year in liquor profits was diverted to counties and municipalities, it was for the purpose of law enforcement, and that most of the money is not being used for this purpose. By taking as much as may be necessary of this fund for the juvenile detention program, we should be carrying out the original legislative intent in assigning enforcement, and also permitting counties and municipalities to pay their fair share of what is essentially a local problem.

LABOR

I am sure that a number of bills will come before you dealing with the field of labor.

I want to say at this time that I am cognizant of the problems of organized labor, and appreciatively aware of labor's many contributions to Utah's growth and economy. As our state becomes more and more industrialized, labor will play a still larger part in our community.

In approaching labor legislation I believe we should at all times keep in mind that our aim must always be to provide for the best operation of the principle of free collective bargaining, in fairness to all parties concerned.

LEGISLATIVE COUNCIL RECOMMENDATIONS

I have read with interest the report and recommendations of the Utah Legislative Council, based on the extensive studies made over the past two years.

I commend them to your most careful attention, and I add my own endorsement to the recommendations, with certain possible exceptions, including the following:

In considering any revision of present requirements for assessing real property, I strongly urge that we do not adopt any form of the so-called "classified property tax" system which has proved of very doubtful worth in states where it has been tried.

In the matter of the state insurance program, I recommend a full scale study be undertaken before any decision is considered relative to making the state a self-insurer, in part or in full.

Concerning specific recommendations on school financing, both for capital construction and for operation and maintenance, I neither add my endorsement nor voice disagreement, but reserve comment until I deliver my budget message.

MENTAL HEALTH

I am deeply concerned with the problem of mental health, and I strongly urge that we do everything possible to meet it.

I am pleased to report that progress is being made and that accelerat-

ed progress is to be expected under the programs being carried out through the State Department of Public Health.

I believe we should continue to seek a full solution to the problem of mental health within the framework of the Department of Public Health, and not create a new agency of government to deal with it.

PUBLIC SAFETY

One of the areas most urgently demanding our attention is that of safety on the highways.

The year just passed will forever remain a black mark on the history of this state, as being the year in which the greatest number of human lives were lost in highway fatalities to this time.

I feel compelled to point out to you that, two years ago, a number of bills pertaining to highway safety were presented to the 33rd Utah Legislature and that all save two of these proposals failed to receive even the consideration of formal vote.

I do not suggest that any or even all of these measures would have prevented any specified number of accidents, of injuries or of deaths on our highways. I do most earnestly say that the need for better traffic control, and a more effective curb on habitually careless or negligent drivers, is imperative. I sincerely trust that the proposals that are presented to this Legislature will receive your most careful and studious consideration.

A number of bills will be introduced with the support of the Department of Public Safety and the Utah Safety Council and I recommend all of them to your serious attention. Among them are the following on which I wish to make special comment:

Driver license control is the very foundation of orderly traffic enforcement. It logically follows that the Driver License Division should be efficiently operated and be provided with sufficient funds to carry out the big job which it must undertake. At the present time, this division is under-financed. By reducing the interval between license renewals and by moderately increasing the fees for license renewals, the department can be placed on solid footing with attendant benefits to every citizen of this state.

Under present statutes, the license to drive a motor vehicle of any person must be immediately revoked if the operator is convicted in court of a violation of maximum gravity, such as automobile homicide, negligent homicide or driving under the influence of narcotics or alcohol. This mandatory requirement should stand as it is. Our present laws have the further provision that an operator's license may be suspended for habitual negligence, which is to be presumed when a driver incurs

convictions for three moving violations of traffic laws within an 18-month period. This provision has been protested on reasonable grounds, because it makes no distinction between minor and major violations, between those which are somewhat technical and those which are genuinely dangerous. In its place we should make provision for the establishment of an equitable "point system" under which demerits would be assessed in proportion to the gravity of the offenses. Under such a system, the genuine problem drivers could be better identified and dealt with, preferably through an effective program of driver improvement but by suspension or revocation of their driving privilege if all other efforts failed.

Speeding in an effort to escape a peace officer should be made a felony. It is completely unreasonable to permit a person to flee lawful arrest, endangering the life of the officer in performance of his duties and the lives of all citizens upon the highways, at the risk of no greater legal penalty than that for simple violation of the speed laws.

A legal requirement that the connection between any trailer and a towing vehicle be reinformed with an emergency safety chain is, I think obviously needed. Equally obvious is the need for a law prohibiting the lowering of the body of any vehicle below the manufacturer's specifications. The present shocking and widespread practice of "leading" car bodies reduces road clearance to the point of making them virtually certain killers if they strike any human being or animal.

Also in the area of equipment is the need to establish minimum basic standards for safety seat belts in automobiles. Such a device is worse than useless if it is not designed to perform the full task for which it is intended.

PUBLIC WELFARE

The State Department of Public Welfare has prepared a revision of Utah's basic public assistance law.

I believe the proposed revision is in the interest of the state. It would reduce the bulk and verbiage of the present law substantially, while improving its clarity. It would update the limits for permissable assistance in various categories, which have had to be increased beyond present statutory limitations by cost-of-living adjustments. It would provide a legal basis for the new medical aid program, which could be extended to persons not on public assistance rolls but whose means are insufficient to meet medical costs in old age.

I particularly recommend this last-named provision, but again feeling it necessary to add a word of caution, that the program we adopt must be within the limits of available means.

ROADS

The State Department of Roads has proposed five measures to which I add my full endorsement.

Three of them pertain to Federal requirements and to the new and special conditions which surround the limited-access Interstate Highway System. It is essential that these be enacted if we are to participate in the Federal-aid program.

A fourth proposal also concerns the Interstate construction, providing a higher speed limit for these limited-access highways than is permitted on roads of lower standards. The proposal for a prima-facie speed limit of 70 miles an hour on the Interstate System is in harmony with other existing speed laws; if the Department of Public Safety's recommendation for a change from prima facie to absolute speed limits is enacted, a similar change would be made in the provision setting the speed limit on Interstate Highways.

I recommend that you approve and submit to the people a Constitutional amendment which would prevent diversion of money from the motor fuels tax to other purposes than road construction except for certain closely related obligations including those now recognized. Let me say that I am generally opposed to the so-called "earmarking" of tax monies for specific purposes, except where a tax is imposed on a particular class of citizens and its proceeds devoted to a directly-related purpose. I believe the motor fuels tax meets this criterion.

Looking ahead, it is clear that the demands on the Highway Fund will be heavy in the future, particularly when construction of the Interstate System is completed. The Interstate System is almost 95 per cent Federally financed in Utah, but when it is constructed the entire responsibility of maintenance will fall on the state. It is imperative that we protect the traditional source of highway funds if the future of these essential arteries of transportation is to be guaranteed.

While I am opposed to unjustified diversions from the Motor Fuels Tax Fund, I do urge that benzene and other aromatic hydrocarbons which are not used for motor fuel purposes be exempted from the motor fuels tax.

The effect on the Motor Fuels Tax Fund would not be substantial, and the present tax requirement stands as a deterrent to the development in Utah of a chemical industry based on utilization of benzene as a raw material.

SCHOOL RETIREMENT

A proposal will be placed before you, providing a change in the retirement program for personnel connected with the State School System.

While I endorse the program in principle, I feel I must call your attention to the obvious necessity to keep the cost of any program we may adopt within the limits of our means.

SENATE JOINT RESOLUTION 39

I urge the speedy ratification of Senate Joint Resolution Number 39 of the United States Congress, which would extend the voting franchise to residents of the District of Columbia. I believe it is entirely improper that these American citizens be denied the right to vote.

STATE LIBRARY

The scope of the Utah State Library should be expanded to provide library services for the blind.

For a number of years, before we had a State Library, this program was shouldered by the Salt Lake City Library, but it is not reasonable to expect the city to handle a statewide program indefinitely. The program for the blind should be a part of the regular responsibility of the Utah State Library.

I urge that as much as possible of the cost of the new service be absorbed in the existing state library budget. The additional cost should be comparatively modest, and I feel that we can surely afford this service which means so much to the unfortunates who have lost their sight

TAXES AND REVENUE

I recommend that the minimum sum for making refunds of individual income tax to taxpayers whose total withholding has exceeded their tax liability be raised from the present figure of one dollar. I do not propose an exact figure for the minimum refund, but suggest that it be based on an analysis of the cost of processing such a refund. I think it is unwise to make small refunds, which are of comparative little value to the recipient, when the cost of processing the transaction exceeds the amount of the actual refund.

This concludes my specific recommendations.

In general, and in conclusion, I repeat my earlier admonition that you most carefully scrutinize every proposal that is placed before you and consider the availability of funds before approving any new program. Expenditures beyond those encompassed in the budget I shall shortly place before you will be impossible unless adequate new revenue sources are provided.

The Joint Committee then escorted Governor Clyde to his chamber.

On motion of Representative Carl H. Taylor, the Governor's Message was ordered spread upon the Journals of both Houses.

On motion of Representative Gunnell, the Joint Convention was dissolved.

THIRD DAY

MORNING SESSION

January 11, 1961

The Senate was called to order at 10:00 A.M. President Waddingham in the chair.

Roll Call — All Senators present, except Senators Hafen and Hammond, both excused.

The Prayer was offered by the Very Reverend Katsaras.

January 11, 1961

Mr. President:

Your Committee on Revision of the Journal respectfully reports that we have read the Journal for the second day and find it correct with minor amendments noted on the final copy.

Respectfully,

HARVARD R. HINTON,

Chairman

Report adopted and filed.

REPORTS OF SPECIAL COMMITTEES

January 11, 1961

Dear Mr. President:

Your Committee on Rules has carefully examined rules suggested by the Legislative Council and begs leave to report as follows:

Your Committee recommends that Senate Rule No. 75 be amended to read as follows: The following standing committees shall be appointed by the President of the Senate;

1. Agriculture and irrigation – 5 members.
2. Business and commerce – 5 members
3. Committee on political sub-division – 5 members
4. Education – 5 members
5 Appropriations – 11 members
6. Fish and game – 5 members
7. Public Health, Welfare, and Institutions – 5 members
8. Judiciary – 5 members
9. Labor – 5 members
10. Industry – 5 members
11. Highways and aeronautics – 5 members
12. State and federal affairs, military and civil defense – 5 members
13. Rules – 3 members
14. Revenue and taxation – 5 members

Your committee recommends that Senate Rule No. 99 be amended to read as follows: After a Senate Bill has passed both Houses its title shall be publicly read and it shall be signed by the President in the presence of the Senate. After it has been signed by the presiding officer of both houses it shall be engrossed. If it shall be subsequently found however, that a mistake has been made in engrossing by omitting or inserting a word or phrase in the bill, as passed by both houses, the secretary shall have the power to correct such error in engrossing.

Respectfully submitted,

WENDELL GROVER,

Chairman

Report adopted and filed.

Senator Cox moved that the President of the Senate appoint a steering committee composed of five members as a standing committee.

The motion failed of passage on the following roll call:

Yeas, 6; Nays, 17; Absent, 2.

Those voting in the affirmative were: Senators Cox, Hinton, Jenkins, Lloyd, Mantes and Memmott.

Those voting in the negative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Fowles, Grover, Holman, Hopkin, Hunter, Kerr, Miller, Schmiett, Sowards, Stacey, Steen and Mr. President.

Absent and not voting: Senator Hafen (excused) and Senator Hammond (excused).

On motion of Senator Kerr, the Senate recessed for ten minutes.

The Senate re-assembled.

President Waddingham in the chair.

STANDING COMMITTEES

The following standing committees were appointed by President Waddingham, the first Senator named on each committee to be the chairman thereof.

AGRICULTURE AND IRRIGATION

Leland Sowards, R. LaVaun Cox, D. E. Hammond, Reed Bullen, James N. Stacey.

BUSINESS AND COMMERCE

Ernest Mantes, J. Francis Fowles, Luke Clegg, Charles R. Hunter, Sherman P. Lloyd.

POLITICAL SUBDIVISIONS

R. LaVaun Cox, Orval Hafen, Haven J. Barlow, Wendell Grover, Vernon Holman.

EDUCATION

Harvard R. Hinton, Bruce S. Jenkins, Bennie Schmiett, Luke Clegg, Orval Hafen.

APPROPRIATIONS

Alonzo F. Hopkins, Frank M. Browning, Bruce S. Jenkins, R. LaVaun Cox, Sherman P. Lloyd, Ernest G. Mantes, Bennie Schmiett, Clyde L. Miller, Kleon Kerr, Marvin J. Ashton, Charles R. Hunter.

FISH AND GAME

Frank C. Memmott, James N. Stacey, Frank M. Browning, Leland Sowards, Reed Bullen.

PUBLIC HEALTH, WELFARE AND INSTITUTIONS

Vernon L. Holman, D. E. Hammond, Wendell Grover, Kleon Kerr, Marvin J. Ashton.

JUDICIARY

Sherman P. Lloyd, J. Francis Fowles, Harvard R. Hinton, Orval Hafen, Alonzo F. Hopkins.

LABOR

Wendell Grover, Frank C. Memmott, Vernon L. Holman, Charles A. Steen, Luke Clegg.

INDUSTRY

Clyde L. Miller, Ernest C. Mantes, Bennie Schmiett, Kleon Kerr, D. E. Hammond.

HIGHWAYS AND AERONAUTICS

J. Francis Fowles, Clyde L. Miller, James N. Stacey, Frank C. Memmott, Charles R. Hunter.

STATE, FEDERAL & MILITARY AFFAIRS & CIVIL DEFENSE

Bruce S. Jenkins, Leland Sowards, J. Francis Fowles, Marvin J. Ashton, Reed Bullen.

RULES

Haven J. Barlow, Charles A. Steen, Alonzo F. Hopkins.

REVENUE AND TAXATION

Frank M. Browning, Harvard R. Hinton, Frank C. Memmott, Charles A. Steen, Haven J. Barlow.

COMMITTEE ON THIRD HOUSE

Bennie Schmiett and D. E. Hammond, Co-Chairmen.

INTRODUCTION TO RESOLUTIONS

S. J. R. No. 2 By Messrs. Fowles, Miller and Jenkins

A RESOLUTION FIXING COMPENSATION OF OFFICERS AND EMPLOYEES OF THE THIRTY-FOURTH LEGISLATURE OF UTAH.

S. J. R. No. 2 was read the first time.

On motion of Senator Jenkins, the rules were suspended and *S. J. R. No. 2* was read the second and third times and placed on its final passage.

S. J. R. No. 2 then passed on the following roll call:

Yeas, 23; Nays, 0; Absent, 2.

Those voting in the affrmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hinton, Holman, Hopkin, Hunter, Jenkins, Kerr, Lloyd, Mantes, Memmott, Miller, Schmiett, Sowards, Stacey, Steen and Mr. President.

Absent and not voting: Senator Hafen (excused) and Senator Hammond (excused).

S. J. R. No. 2 was transmitted to the House.

INTRODUCTION OF BILLS

S. B. No. 1 By Messrs. Hafen and Hopkin

AN ACT AMENDING SECTIONS 36-1-1, 36-1-2, AND 36-1-4, UTAH CODE ANNOTATED 1953, AS AMENDED BY CHAPTER 61, LAWS OF UTAH, 1955, RELATING TO REPRESENTATION IN THE LEGISLATURE OF THE STATE OF UTAH; PROVIDING FOR A REAPPORTIONMENT THEREOF; CREATING NEW SENATORIAL DISTRICTS; PROVIDING FOR THE ELECTION OF NEW SENATORS; DESIGNING SENATORIAL AND REPRESENTATIVE DISTRICTS OF THE STATE OF UTAH AND NUMBERING THE SAME; PROVIDING FOR THE APPOINTMENT OF COMMITTEES TO FORM REPRESENTATIVE DISTRICTS IN COUNTIES HAVING MORE THAN ONE REPRESENTATIVE, was read the first time and referred to the Committee on Rules.

S. B. No. 2 By Messrs. Hopkin, Kerr and Schmiett

AN ACT AMENDING SECTIONS 49-8-2, 49-8-3 AND 49-8-4, UTAH CODE ANNOTATED, 1953, AS ENACTED BY CHAPTER 86, LAWS OF UTAH 1957, RELATING TO THE HIGHWAY PATROL RETIREMENT SYSTEM, was read the first time and referred to the Committee on Rules.

S. B. No. 3 By Messrs. Kerr, Clegg and Schmiett

AN ACT RELATING TO THE ESTABLISHMENT AND ADMINISTRATION OF A STATE FORESTRY AND WILDLAND FIRE PROTECTION PROGRAM FOR THE STATE OF UTAH AND REPEALING SECTIONS 24-1-1, 24-1-2, UTAH CODE ANNOTATED 1953, AS AMENDED BY CHAPTER 33, LAWS OF UTAH 1945, SECTIONS 24-1-3,

24-1-4, 24-1-5, 24-1-6, 24-1-7, 24-1-8, 24-1-9, 24-1-10, UTAH CODE ANNOTATED 1953, AS ENACTED BY CHAPTER 24, LAWS OF UTAH 1937, AND SECTIONS 24-1-11, 24-1-12, 24-1-13, 24-1-14, 24-1-15, UTAH CODE ANNOTATED 1953, AS ENACTED BY CHAPTER 1, PARAGRAPH 2, SECOND SPECIAL SESSION, LAWS OF UTAH 1941, was read the first time and referred to the Committee on Rules.

S. B. No. 4 By Messrs. Jenkins, Lloyd and Hinton

AN ACT RELATING TO CORPORATIONS FOR PROFIT: REVISING THE GENERAL CORPORATION LAWS BY ENACTING A NEW ACT TO BE KNOWN AS THE UTAH BUSINESS CORPORATION ACT; PROVIDING FOR THE ORGANIZATION AND OPERATION OF CORPORATIONS AND FOR THEIR POWERS AND PURPOSES; PROVIDING FOR THE RIGHTS AND OBLIGATIONS OF STOCKHOLDERS AND FOR THE SUBSCRIPTION TO AND ISSUANCE OF SHARES OF STOCK AND THE PAYMENT OF DIVIDENDS AND DISTRIBUTIONS; PROVIDING FOR DIRECTORS AND OFFICERS AND FOR THEIR POWERS AND DUTIES; PROVIDING FOR THE FILING OF ANNUAL REPORTS FROM CORPORATIONS AND THE FILING OF ARTICLES OF INCORPORATION AND OF AMENDMENTS THERETO; PROVIDING FOR MERGERS AND CONSOLIDATIONS OF CORPORATIONS AND DISSOLUTION THEREOF; PROVIDING FOR THE POWERS AND OBLIGATIONS OF FOREIGN CORPORATIONS AND THEIR RIGHTS OF WITHDRAWAL; PROVIDING FOR FEES AND PENALTIES; AND REPEALING SECTIONS 16-1-1, 16-1-2, 16-1-3, 16-2-1, 16-2-2, 16-2-3, 16-2-4 AND 16-2-5, UTAH CODE ANNOTATED 1953, AS AMENDED BY CHAPTER 25, LAWS OF UTAH 1953, AND BY CHAPTER 23, LAWS OF UTAH 1957, SECTIONS 16-2-6, 16-2-7, 16-2-8, 16-2-9, 16-2-10, 16-2-11, 16-2-12, 16-2-13, AND 16-2-14, UTAH CODE ANNOTTEAD 1953, AS MENDED BY CHAPTER 22, LAWS OF UTAH 1955, SECTIONS 16-2-15, 16-2-16, 16-2-17, 16-2-18, 16-2-19, 16-2-20, 16-2-21, 16-2-22, 16-2-23 AND 16-2-24, UTAH CODE ANNOTATED 1953, AS AMENDED BY CHAPTER 25, LAWS OF UTAH 1953, SECTIONS 16-2-25, 16-2-26, 16-2-27, 16-2-28, 16-2-29, 16-2-30, 16-2-31, AND 16-2-32, UTAH CODE ANNOTATED 1953, AS AMENDED BY CHAPTER 23, LAWS OF UTAH 1955, SECTIONS 16-2-33, 16-2-34, 16-2-35, 16-2-36, 16-2-37,, 16-2-38, 16-2-39, 16-2-40, 16-2-41, 16-2-42, 16-2-43, 16-2-44, 16-2-45, 16-2-46, 16-2-47, 16-4-1, 16-4-2, 16-4-3, 16-4-11, 16-5-1, 16-5-2, 16-5-3, 16-5-4, 16-5-5, 16-5-6, AND 16-8-1, UTAH CODE ANNOTATED 1953, AS AMENDED BY CHAPTER 25, LAWS OF UTAH 1957, SECTIONS 16-8-2, 16-8-3, 16-8-4, 78-42-1, 78-42-2, 78-42-3, 78-42-4, 78-42-5, 78-42-6, 78-42-7, 78-43-1,

78-43-2, 78-43-3, 78-43-4, 78-43-5 AND 78-43-6, UTAH CODE ANNOTATED 1953, was read the first time and referred to the Committee on Rules.

S. B. No. 5 By Mr. Lloyd

AN ACT AMENDING SECTION 31-6-19, UTAH CODE ANNOTATED 1953, RELATING TO DOMESTIC INSURANCE COMPANIES; PROVIDING THAT THE UTAH BUSINESS CORPORATION ACT APPLIES TO SUCH CORPORATIONS EXCEPT AS OTHERWISE PROVIDED IN TITLE 31 UTAH CODE ANNOTATED 1953, AND DELETING THE REQUIREMENT THAT ARTICLES OF INCORPORATION BE FILED WITH THE COUNTY CLERK, was read the first time and referred to the Committee on Rules.

S. B. No. 6 By Messrs. Lloyd, Jenkins and Hinton

AN ACT AMENDING SECTION 7-8-4, UTAH CODE ANNOTATED 1953, RELATING TO INDUSTRIAL LOAN CORPORATIONS; PROVIDING THAT THE UTAH BUSINESS CORPORATION ACT SHALL APPLY TO SUCH CORPORATIONS EXCEPT AS OTHERWISE PROVIDED IN CHAPTER 8 OF TITLE 7, UTAH CODE ANNOTATED 1953, was read the first time and referred to the Committee on Rules.

S. B. No. 7 By Messrs. Lloyd, Jenkins and Hinton

AN ACT AMENDING SECTION 7-9-3, 7-9-4, 7-9-9 AND 7-9-10, RELATING TO CREDIT UNIONS; PROVIDING THAT THE UTAH BUSINESS CORPORATION ACT SHALL APPLY TO CREDIT UNIONS EXCEPT AS OTHERWISE PROVIDED IN CHAPTER 9 OF TITLE 7, UTAH CODE ANNOTATED 1953; PROVIDING FOR THE PLACE OF FILING AND THE FEES FOR FILING ARTICLES OF INCORPORATION AND AMENDMENTS THERETO AND PROVIDING THAT OATHS OF OFFICE OF CREDIT UNION DIRECTORS AND COMMITTEE MEMBERS SHALL BE FILED WITH THE BANK COMMISSIONER, was read the first time and referred to the Committee on Rules.

S. B. No. 8 By Messrs. Lloyd, Jenkins and Hinton

AN ACT AMENDING SECTION 7-4-4, UTAH CODE ANNOTATED 1953, RELATING TO LOAN AND TRUST COMPANIES; PROVIDING THAT THE UTAH BUSINESS CORPORATION ACT SHALL BE APPLICABLE TO SUCH COMPANIES EXCEPT AS OTHERWISE PROVIDED IN CHAPTERS 1, 2, 4, 5 AND 6 OF TITLE 7, was read the first time and referred to the Committee on Rules.

S. B. No. 9 By Messrs. Lloyd, Jenkins and Hinton

AN ACT AMENDING SECTION 7-3-19, UTAH CODE ANNOTATED 1953; PROVIDING THAT OATHS OF OFFICE OF BANK DIRECTORS SHALL BE FILED WITH THE BANK COMMISSIONER, was read the first time and referred to the Committee on Rules.

S. B. No. 10 By Messrs. Lloyd, Jenkins and Hinton

AN ACT AMENDING SECTION 7-3-7, UTAH CODE ANNOTATED, 1953, RELATING TO COMMERCIAL AND SAVINGS BANKS; PROVIDING THAT THE UTAH BUSINESS CORPORATION ACT SHALL APPLY TO SUCH BANKS EXCEPT AS OTHERWISE PROVIDED IN CHAPTER 1, 2, 3, 5, AND 6 OF TITLE 7, UTAH CODE ANNOTATED 1953, was read the first time and referred to the Committee on Rules.

S. B. No. 11 By Messrs. Lloyd, Hinton and Jenkins

AN ACT AMENDING SECTION 3-1-6, UTAH CODE ANNOTATED 1953, RELATING TO AGRICULTURAL COOPERATIVE ASSOCIATIONS; PROVIDING FOR THE PLACE WHERE ARTICLES OF INCORPORATION SHALL BE FILED AND THE FEES TO BE CHARGED THEREFOR, was read the first time and referred to the Committee on Rules.

S. B. No. 12 By Messrs. Lloyd, Jenkins and Hinton

AN ACT AMENDING SECTION 21-1-2, UTAH CODE ANNOTATED 1953, RELATING TO FEES OF THE SECRETARY OF STATE; PRESCRIBING THE FEES TO BE CHARGED BY THE SECRETARY OF STATE FOR HIS SERVICES OTHER THAN FOR SERVICES UNDER THE UTAH BUSINESS CORPORATION ACT AND THE UTAH NONPROFIT CORPORATION ACT, was read the first time and referred to the Committee on Rules.

S. B. No. 13 By Messrs. Lloyd and Hinton

AN ACT AMENDING SECTIONS 76-13-4 AND 76-13-9, RELATING TO CORPORATION FRAUDS; PROHIBITING MAKING OF DIVIDENDS OR WITHDRAWAL OF THE STATED CAPITAL OF THE CORPORATION EXCEPT AS PERMITTED BY THE UTAH BUSINESS CORPORATION ACT AND AMENDING SAID SECTIONS TO BE CONSISTENT WITH THE PROVISIONS OF THE UTAH BUSINESS CORPORATION ACT; AND REPEALING SECTION 76-13-10, UTAH CODE ANNOTATED 1953, RELATING TO PRESUMED CONCURRENCE OF ABSENT DIRECTORS, was read the first time and referred to the Committee on Rules.

S. B. No. 14 By Messrs. Lloyd, Jenkins and Hinton

AN ACT AMENDING SECTIONS 16-4-4, 16-4-5, 16-4-6, 16-4-7, 16-4-8, 16-4-9, 16-4-10, 16-4-12, 16-4-15, 16-4-16, 16-4-17, 16-4-18, 16-4-19, 16-4-20, 16-4-21, 16-4-22, AND 16-4-23, UTAH CODE ANNOTATED 1953, RELATING TO ASSESSMENTS BY UTAH CORPORATIONS; PROVIDING THAT THE STOCK OR CORPORATIONS ORGANIZED AFTER DECEMBER 31, 1961, EXCEPT WATER COMPANIES AND SIMILAR CORPORATIONS, SHALL NOT BE ASSESSABLE, DELETING ALL PROVISIONS OF SAID SECTIONS CONCERNING CALLS FOR UNPAID SUBSCRIPTIONS AND PROVIDING THAT STOCK PURCHASED BY A CORPORATION FOR DELINQUENT ASSESSMENTS SHALL BE HELD AND DISPOSED OF AS TREASURY STOCK AS PROVIDED IN THE UTAH BUSINESS CORPORATION ACT, was read the first time and referred to the Committee on Rules.

S. B. No. 15 By Messrs. Hinton, Lloyd and Fowles

AN ACT RELATING TO THE SELECTION OF JUSTICES OF THE SUPREME COURT AND JUDGES OF THE DISTRICT COURT; PROVIDING FOR THE CREATION OF JUDICIAL SELECTION COMMISSIONS TO NOMINATE SUCH JUSTICES AND JUDGES, FOR THE APPOINTMENT BY THE GOVERNOR OF ONE OF THE PERSONS SO NOMINATED AND FOR THE ELECTION BY THE VOTERS OF ANY PERSONS SO NOMINATED; AMENDING SECTIONS 20-1-7 AND 20-1-9, UTAH CODE ANNOTATED 1953 AND REPEALING SECTIONS 20-3-5, 20-3-6 AND 20-3-7, UTAH CODE ANNOTATED 1953, was read the first time and referred to the Committee on Rules.

S. B. No. 16 By Messrs. Fowles, Waddingham and Jenkins

AN ACT AMENDING SECTION 67-8-3, UTAH CODE ANNOTATED 1953, AS AMENDED BY CHAPTER 126 LAWS OF UTAH 1953; CHAPTER 137 LAWS OF UTAH 1955 AND CHAPTER 148 LAWS OF UTAH 1957; AND SECTION 67-8-4 UTAH CODE ANNOTATED 1953; AS AMENDED BY CHAPTER 126 LAWS OF UTAH 1953; CHAPTER 138 LAWS OF UTAH 1955 AND CHAPTER 149 LAWS OF UTAH 1957; PROVIDING FOR AN INCREASE OF THE ANNUAL SALARIES OF JUSTICES OF THE SUPREME COURT AND JUDGES OF DISTRICT COURTS, was read the first time and referred to the Committee on Rules.

S. B. No. 17 By Mr. Jenkins

AN ACT AMENDING 57-3-1 UTAH CODE ANNOTATED 1953 RELATING TO PREREQUISITES FOR RECORDING CONVEYANCES AND INSTRUMENTS AFFECTING REAL ESTATE, was read the first time and referred to the Committee on Rules.

S. B. No. 18 By Messrs. Waddingham, Lloyd and Jenkins

AN ACT RELATING TO CLAIMS AGAINST THE STATE AND ITS MUNICIPAL CORPORATIONS; WAIVING IN PART THEIR IMMUNITY FROM LIABILITY, PERMITTING ACTIONS AGAINST THEM, AUTHORIZING INSURANCE AGAINST LIABILITY, AND PRESCRIBING RULES AND LIMITATIONS WITH REGARD TO ADMINISTRATION OF THE ACT, was read the first time and referred to the Committee on Rules.

S. B. No. 19 By Messrs. Hunter and Hopkin

AN ACT RELATING TO STAMPS, COUPONS, TICKETS, CERTIFICATES, CARDS OR OTHER SIMILAR DEVICES, AND MAKING THE USING, FURNISHING, ISSUING, DISTRIBUTING, OR REDEEMING OF THE SAME UNLAWFUL, EXEMPTING THE USE, ISSUANCE, DISTRIBUTION, FURNISHING OR REDEMPTION OF THE SAME BY MERCHANTS, MANUFACTURERS AND PACKERS THEREFROM IN CERTAIN CASES, AND PRESCRIBING PUNISHMENT AND PENALTIES FOR THE VIOLATION THEREOF; AND PROVIDING AN EFFECTIVE DATE, was read the first time and referred to the Committee on Rules.

S. B. No. 20 By Messrs Hunter, and Stacey

AN ACT AMENDING SECTION 23-7-11 UTAH CODE ANNOTATED 1953, AS ENACTED BY CHAPTER 39, SECTION 2, LAWS OF UTAH 1953 PROVIDING FOR TEMPORARY NONRESIDENT FISHING LICENSES, was read the first time and referred to the Committee on Rules.

S. B. No. 21 By Messrs. Lloyd, Cox and Ashton

AN ACT AMENDING SECTION 55-10-49, UTAH CODE ANNOTATED 1953, MAKING IT THE DUTY OF COUNTIES WITH STATE ASSISTANCE TO MAKE PROVISION FOR THE DETENTION OF CHILDREN; AND ENACTING NEW SECTIONS TO BE KNOWN AS SECTIONS 55-10-49.1, 55-10-49.2, 55-10-49.3, 55-10-49.4, 55-10-49.5, 55-10-49.6, AND 55-10-49.7, UTAH CODE ANNOTATED 1953, PROVIDING FOR THE CREATION OF DETENTION DISTRICTS, DETENTION

BOARDS, AND FOR A METHOD OF APPOINTING MEMBERS THERETO; DESCRIBING THE POWERS OF SAID DETENTION BOARDS AND PROVIDING FOR THE COSTS OF DETENTION TO BE BORN BY THE COUNTIES AND THE STATE; DEFINING THE POWERS OF THE STATE WELFARE DEPARTMENT; AND MAKING APPROPRIATIONS FOR STATE ASSISTANCE, was read the first time and referred to the Committee on Rules.

S. B. No. 22 By Messrs. Schmiett, Sowards and Clegg

AN ACT AMENDING SECTION 4-13-12 UTAH CODE ANNOTATED 1953 RELATING TO THE OWNERSHIP OF LIVESTOCK BRANDS AND RESERVING THE BRAND ID FOR THE USE OF THE UTE INDIAN TRIBE OF THE UINTAH AND OURAY RESERVATION, UTAH, was read the first time and referred to the Committee on Rules.

S. B. No. 23 By Messrs. Jenkins and Lloyd

AN ACT RELATING TO THE LICENSING AND REGULATION OF DISPENSING OPTICIANS TO BE ADMINISTERED BY THE DEPARTMENT OF REGISTRATION AMENDING SECTION 58-1-5, UTAH CODE ANNOTATED 1953, AS AMENDED BY CHAPTERS 95, 96, 97 AND 105, LAWS OF UTAH 1953, AND CHAPTER 115, LAWS OF UTAH 1957, AND CHAPTERS 100, 101 AND 102, LAWS OF UTAH 1959, TO PROVIDE A REPRESENTATIVE COMMITTEE FOR DISPENSING OPTICIANS AND EXEMPTING FOR FIVE YEARS THE PROVISIONS OF SECTION 58-1-6, UTAH CODE ANNOTATED 1953, WITH RESPECT TO LICENSING REQUIREMENTS OF SUCH COMMITTEE MEMBERS, was read the first time and referred to the Committee on Rules.

S. B. No. 24 By Messrs. Cox and Lloyd

AN ACT CREATING A STATE COUNCIL ON CRIMINAL JUSTICE ADMINISTRATION; DEFINING ITS FUNCTION AND DUTIES; AND PROVIDING FOR ITS STRUCTURE AND COMPOSITION, was read the first time and referred to the Committee on Rules.

S. J. R. No. 3 By Messrs. Lloyd, Cox and Schmiett

A JOINT RESOLUTION PROPOSING TO AMEND ARTICLE VI, SECTION 9 OF THE CONSTITUTION OF THE STATE OF UTAH, RELATING TO COMPENSATION OF MEMBERS OF THE LEGISLATURE, was read the first time and referred to the Committee on Rules.

Senator Grover moved that each Senator be entitled to place five names on his mailing list, and that he may increase the number on his list with the unanimous consent of the Senate. The Legislature will furnish copies to State institutions.

The motion carried.

Upon motion of Senator Miller, the Senate recessed until 2:00 P.M.

AFTERNOON SESSION

The Senate re-assembled at 2:00 P.M.

President Waddingham in the chair.

INTRODUCTION OF BILLS

S. B. No. 25 By Messrs. Browning and Barlow

AN ACT AMENDING SECTIONS 41-11-1 AND 41-11-6, UTAH CODE ANNOTATED 1953, VOLUME 5 REPLACEMENT, RELATING TO PAYMENT OF MOTOR FUEL TAX, AND PROVIDING FOR CHANGES IN DEFINITION TO PERMIT LICENSED JOBBERS THE SAME RESPONSIBILITIES, OBLIGATIONS, AND RIGHTS PRESENTLY BINDING IMPORTERS AND/OR REFINERS OF MOTOR FUEL, was read the first time and referred to the Committee on Rules.

S. B. No. 26 By Messrs. Clegg, Bullen and Sowards

AN ACT RELATING TO THE LIMITATIONS OF ACTIONS, PROVIDING THAT TITLES TO REAL PROPERTY BASED UPON TAX DEEDS SHALL BE ABSOLUTE AFTER TWENTY-FIVE YEARS, was read the first time and referred to the Committee on Rules.

S. B. No. 27 By Messrs. Miller, Ashton and Browning

AN ACT AMENDING SECTION 44-2-4, UTAH CODE ANNOTATED 1953, RELATING TO INLAND AND FOREIGN BILLS OF EXCHANGE, was read the first time and referred to the Committee on Rules.

S. B. No. 28 By Messrs. Fowles, Clegg and Barlow

AN ACT RELATING TO TRUST DEEDS; AUTHORIZING TRANSFERS IN TRUST OF REAL PROPERTY, GRANTING TRUSTEES OF TRUST DEEDS A POWER OF SALE, PROVIDING THE MANNER IN WHICH THE POWER OF SALE SHALL BE EXERCISED AND THE SALE HELD, PROVIDING FOR THE RIGHTS AND OBLIGATIONS OF PARTIES TO TRUST DEEDS, AND REPEALING SECTION 78-37-7, UTAH CODE ANNOTATED 1953, was read the first time and referred to the Committee on Rules.

S. B. No. 29 By Messrs. Browning and Bullen

AN ACT AMENDING SECTIONS 53-29-6, 53-29-8, AND 53-29-9, UTAH CODE ANNOTATED 1953, AS ENACTED BY CHAPTER 20, LAWS OF UTAH 1953, FIRST SPECIAL SESSION; SECTION 53-29-12, UTAH CODE ANNOTATED 1953, AS ENACTED BY CHAPTER 20, LAWS OF UTAH 1953, FIRST SPECIAL SESSION, AS AMENDED BY CHAPTER 98 AND CHAPTER 100, LAWS OF UTAH 1955; SECTION 53-29-15, UTAH CODE ANNOTATED 1953, AS ENACTED BY CHAPTER 20, LAWS OF UTAH 1953, FIRST SPECIAL SESSION; SECTION 53-29-20, UTAH CODE ANNOTATED 1953, AS ENACTED BY CHAPTER 20, LAWS OF UTAH 1953, FIRST SPECIAL SESSION, AS AMENDED BY CHAPTER 100, LAWS OF UTAH 1957; SECTIONS 53-29-21, 53-29-24 AND 53-29-25, UTAH CODE ANNOTATED 1953, AS ENACTED BY CHAPTER 20, LAWS OF UTAH 1953, FIRST SPECIAL SESSION; SECTIONS 53-29-29 AND 53-29-31, UTAH CODE ANNOTATED 1953, AS ENACTED BY CHAPTER 20, LAWS OF UTAH 1953, FIRST SPECIAL SESSION, AS AMENDED BY CHAPTER 100, LAWS OF UTAH 1957; AND SECTION 53-29-32, UTAH CODE ANNOTATED 1953, AS ENACTED BY CHAPTER 20, LAWS OF UTAH 1953, FIRST SPECIAL SESSION, RELATING TO THE UTAH SCHOOL EMPLOYEES' RETIREMENT ACT, FOR THE PURPOSE OF PROVIDING A MEANS OF FILLING A VACANCY ON THE RETIREMENT BOARD; CLARIFYING THE PROVISIONS AND TERMINOLOGY OF THE RETIREMENT ACT; ADDING HIGH GRADE CORPORATE SECURITIES TO THE LIST OF ELIGIBLE INVESTMENTS FOR THE RETIREMENT FUND; ELIMINATING THE TWO YEAR LIMITATION ON THE PAYMENT OF INTEREST ON ACCOUNTS OF INACTIVE MEMBERS; INCREASING TO TWO YEARS THE TIME ALLOWED MEMBERS RE-ENTERING THE SYSTEM TO MAKE REDEPOSITS OF WITHDRAWN CONTRIBUTIONS; REMOVING THE TWO YEAR LIMIT ON MAKING APPLICATION FOR SERVICE RETIREMENT; MODIFYING THE ACCRUAL

DATE FOR RETIREMENT ALLOWANCES; PROVIDING FOR THE SUSPENSION OF RETIREMENT ALLOWANCES IF A RETIRED MEMBER RETURNS TO EMPLOYMENT IN A COVERED UNIT; AND THE EFFECTIVE DATE, was read the first time and referred to the Committee on Rules.

S. B. No. 30 By Messrs. Jenkins and Kerr

AN ACT AMENDING SECTIONS 53-29-2 AND 53-29-16, UTAH CODE ANNOTATED 1953, AS ENACTED BY CHAPTER 20, LAWS OF UTAH 1953, FIRST SPECIAL SESSION; SECTION 53-29-23, UTAH CODE ANNOTATED 1953, AS ENACTED BY CHAPTER 20, LAWS OF UTAH 1953, FIRST SPECIAL SESSION, AS AMENDED BY CHAPTER 100, LAWS OF UTAH 1957; SECTION 53-29-26, UTAH CODE ANNOTATED 1953, AS ENACTED BY CHAPTER 20, LAWS OF UTAH 1953, FIRST SPECIAL SESSION, RELATING TO THE UTAH SCHOOL EMPLOYEES' RETIREMENT ACT, FOR THE PURPOSE OF RAISING THE COMPENSATION LIMITATION UPON WHICH CONTRIBUTIONS ARE PAID AND BENEFITS COMPUTED FROM $3600 TO $4800 PER YEAR; ADDING DEFINITIONS OF TERMS USED IN THE ACT; CLARIFYING THE PROVISIONS OF CERTAIN SECTIONS; RAISING THE EMPLOYERS' CONTRIBUTION RATE TO 4% TO EQUAL THAT PAID BY MEMBERS; ADOPTING REDUCED SERVICE AND DISABILITY RETIREMENT ALLOWANCE BENEFIT FORMULAS TO COMPENSATE FOR THE ELIMINATION OF THE 70% OFFSET REDUCTION OF RETIREMENT BENEFITS, AS PROVIDED; AND REPEALING SECTIONS 53-29-27, UTAH CODE ANNOTATED 1953, AS ENACTED BY CHAPTER 20, LAWS OF UTAH 1953, FIRST SPECIAL SESSION, AS AMENDED BY CHAPTER 100, LAWS OF UTAH 1957; AND 53-29-28, UTAH CODE ANNOTATED 1953, AS ENACTED BY CHAPTER 20, LAWS OF UTAH 1953, FIRST SPECIAL SESSION; AND THE EFFECTIVE DATE, was read the first time and referred to the Committee on Rules.

S. B. No. 31 By Messrs. Kerr, Miller and Schmiett

AN ACT CODIFYING AND REVISING THE LAWS OF THE STATE OF UTAH RELATING TO THE FISCAL PROCEDURES OF ALL CITIES OF THE STATE; PROVIDING FOR THE ESTABLISHMENT OF STANDARD PROCEDURES RELATING TO BUDGETS OF CITIES, THE MANNER IN WHICH APPROPRIATIONS MAY BE MADE THEREFROM, PROVIDING FOR A CHANGE IN THE FISCAL YEAR THEREOF AND THE MANNER IN WHICH SAID CITIES MAY LEVY TAXES

FOR THE VARIOUS MUNICIPAL PURPOSES; AND REPEALING SECTIONS 10-6-44, 10-6-45, 10-6-46, 10-6-47, 10-6-54, 10-6-55, 10-6-56, 10-6-57, 10-6-58, 10-6-59, 10-6-60, 10-8-86, 10-8-87, 10-8-88, 10-10-2, 10-10-3, 10-10-4, 10-10-5, 10-10-6, 10-10-7, 10-10-8, 10-12-1, 10-12-2, 10-12-3, 10-12-4 AND 10-12-5, UTAH CODE ANNOTATED 1953, AS AMENDED BY CHAPTERS 20 AND 21, LAWS OF UTAH 1957, was read the first time and referred to the Committee on Rules.

S. B. No. 32 By Messrs. Hinton, Jenkins and Clegg

AN ACT AMENDING SECTIONS 41-2-29, AND 42-2-30, UTAH CODE ANNOTATED 1953, RELATING TO MOTOR VEHICLES; PROVIDING THAT FINES FOR VIOLATION SHALL NOT EXCEED $299, was read the first time and referred to the Committee on Rules.

S. B. No. 33 By Messrs. Jenkins, Grover and Kerr

AN ACT AMENDING SECTIONS 10-7-40 AND 10-7-41, UTAH CODE ANNOTATED 1953, RELATING TO SPECIAL IMPROVEMENT DISTRICTS; PROVIDING FOR MAILING OF NOTICES OF INTENTION TO MAKE IMPROVEMENTS AND LEVY TAXES AND NOTICES RELATING TO HEARINGS BY BOARDS OF EQUALIZATION TO OWNERS OF PROPERTY AFFECTED IN SPECIAL IMPROVEMENT DISTRICTS AND SPECIFYING THE HEARING PROCEDURE AND POWERS OF SAID BOARDS OF EQUALIZATION, was read the first time and referred to the Committee on Rules.

Upon motion of Senator Hopkins, the Senate resolved itself into a Committee of the Whole.

Mr. Lewis H. Lloyd, Director, Utah Legislative Council, appeared before the Committee of the Whole, to give a report to the members of the Senate concerning the financial condition of the State for the past two years.

Senator Hopkins introduced Mr. Orville Gunther, Chairman, State Tax Commission, who gave a report to the Senate showing the financial condition of the State.

On motion of Senator Hopkins, the Committee of the Whole was dissolved.

The President appointed a committee consisting of Senators Miller, Bullen, and Memmott to meet with a like committee from the House to recom-

mend the advisability of appropriating $2500.00 to defray the expenses of the Mormon Battalion of the Sons of the Utah Pioneers attending the Inaugural in Washington, D. C.

On motion of Senator Cox, the Senate adjourned until Thursday, January 12, 10:30 A.M.

FOURTH DAY

MORNING SESSION

January 12, 1961

The Senate was called to order at 10:30 A.M. President Waddingham in the chair.

Roll Call – All Senators present, except Senator Hammond, excused.

The Prayer was offered by Herman C. Goates, President of the Lehi Stake, Church of Jesus Christ of Latter-day Saints.

January 12, 1961

Mr. President:

Your Committee on Revision of the Journal respectfully reports that we have read the Journal for the third day and find it correct with minor amendments noted on the final copy.

Respectfully,

HARVARD R. HINTON,

Chairman

Report adopted and filed.

COMMUNICATIONS

December 28, 1960

Mr. President:

In compliance with Section 35-8-2 (4), Utah Code Annotated 1953 as amended by the 1959 Session Laws, I submit herewith the report of the

Utah Apprenticeship Council.

BY DIRECTION:

INDUSTRIAL COMMISSION OF UTAH

By Otto A. Weisley,

Chairman

Communication referred to the Committee on Labor.

January 11, 1961

Mr. President:

The Public Welfare Commission would be pleased to have you extend to the Members of your Honorable Body an invitation to visit the office of the Public Welfare Department, either individually or as a group or committee, to become acquainted with our program and to discuss any problems which exist relative thereto.

Sincerely,

PUBLIC WELFARE COMMISSION

Clyde C. Edmonds, Chairman

Ward C. Holbrook, Member

L. Lorraine Cook, Member

Communication referred to the Committee on Public Health, Welfare and Institutions.

The President appointed a Special Committee consisting of Senators Holman, Mantes and Hunter to meet with a like committee of the House to recommend legislator's travel pay.

REPORTS OF STANDING COMMITTEES

January 12, 1961

Mr. President:

Your Rules Committee, to which were referred

S. B. No. 1 Political Subdivisions

S. B. No. 2 Highways and Aeronautics

S. B. No. 3 Agriculture and Irrigation

S. J. R. No. 3 State, Federal and Military Affairs and Civil Defense

S. J. R. No. 1 State, Federal and Military Affairs and Civil Defense

reports the same back with a few minor changes assented to by the authors and recommends the same be printed.

Repectfully,

HAVEN J. BARLOW,

Chairman

Committee report read and adopted.

The above bills were ordered printed and referred to the committees indicated.

INTRODUCTION OF BILLS

S. B. No. 34 By Messrs. Browning, Grover and Jenkins

AN ACT AMENDING SECTION 55-10-49, UTAH CODE ANNOTATED, 1953, AND ENACTING NEW SECTIONS TO BE KNOWN AS 55-10-49.1, 55-10-49.2, 55-10-49.3, AND 55-10-49.4, RELATING TO SPECIAL PLACES OF DETENTION, RELIEVING THE MUNICIPALITIES AND COUNTIES OF RESPONSIBILITY OF PROVIDING FOR THE CUSTODY AND DETENTION OF CHILDREN, REQUIRING THAT THE STATE DEPARTMENT OF PUBLIC WELFARE PROVIDE FOR THE CUSTODY AND DETENTION OF MINOR CHILDREN, GRANTING CERTAIN POWERS TO THE STATE DEPARTMENT OF PUBLIC WELFARE, PROVIDING FOR AN EFFECTIVE DATE, AUTHORIZING ANY COUNTY HAVING DETENTION FACILITIES TO LEASE OR CONVEY SUCH FACILITY TO THE STATE DEPARTMENT OF PUBLIC WELFARE AND PROVIDING FOR THE APPOINTMENT OF ADVISORY BOARDS, was read the first time and referred to the Committee on Rules.

S. B. No. 35 By Messrs. Clegg, Holman and Hinton

AN ACT AMENDING SECTION 58-13a-44, UTAH CODE ANNOTATED 1953, AS ENACTED BY CHAPTER 116, LAWS OF UTAH 1957, RELATING TO VIOLATIONS OF THE UNIFORM DRUG ACT; PROVIDING PENALTY FOR VIOLATION, was read the first time and referred to the Committee on Rules.

S. B. No. 36 By Messrs. Sowards, Cox, Grover and Hunter

AN ACT RELATING TO THE AGRICULTURAL DEPARTMENT AND PROVIDING FOR THE LICENSING, BONDING AND REGULATING OF DEALERS IN AGRICULTURAL PRODUCTS, AND REPEALING SECTIONS 5-1-1, 5-1-2, 5-1-3, 5-1-4, 5-1-5, 5-1-6, 5-1-7, 5-1-8, 5-1-9, 5-1-10, 5-1-11, 5-1-12, 5-1-13, 5-1-14, 5-1-15, 5-1-16, 5-1-17, 5-1-18, 5-1-19, 5-1-20. 5-1-21, 5-1-22, 5-1-23 AND 5-1-24, UTAH CODE ANNOTATED 1953, was read the first time and referred to the Committee on Rules.

S. B. No. 37 By Messrs. Grover and Sowards

AN ACT RELATING TO THE SLAUGHTERING OF LIVESTOCK; PROVIDING FOR THE SLAUGHTER OF LIVESTOCK BY HUMANE METHODS; AND PROVIDING THAT VIOLATION OF THE ACT SHALL BE A MISDEMEANOR, was read the first time and referred to the Committee on Rules.

S. B .No. 38 By Mr. Barlow

AN ACT APPROPRIATING $50,000 FROM THE GENERAL FUND TO THE STATE BUILDING BOARD, STATE CAPITOL BUILDING ALTERATIONS & REPAIRS ACCOUNT NO. 611-47-01, FOR THE PURPOSE OF CONSTRUCTING A GREENHOUSE AND FOR CAPITOL GROUNDS DEVELOPMENT, was read the first time and referred to the Committee on Rules.

S. B. No. 39 By Messrs. Miller, Kerr and Mantes

AN ACT AMENDING SECTION 53-37-7, UTAH CODE ANNOTATED 1953, RELATING TO PURCHASES, PAYROLLS AND FINANCIAL AFFAIRS OF COLLEGES AND UNIVERSITIES; PROVIDING THAT PURCHASES IN EXCESS OF $1,000 SHALL BE MADE ON CONTRACT TO THE RESPONSIBLE BIDDER MAKING THE LOWEST BID, was read the first time and referred to the Committee on Rules.

S. B. No. 40 By Messrs. Miller, Kerr and Mantes

AN ACT AMENDING SECTION 53-6-18, UTAH CODE ANNOTATED 1953, RELATING TO PURCHASES, PAYROLLS AND FINANCIAL AFFAIRS OF BOARDS OF EDUCATION; PROVIDING THAT PURCHASES IN EXCESS OF $1,000.00 SHALL BE MADE ON CONTRACT TO THE RESPONSIBLE BIDDER MAKING THE LOWEST BID, was read the first time and referred to the Committee on Rules.

S. B. No. 41 By Messrs. Miller, Bullen and Memmott

AN ACT MAKING AN APPROPRIATION TO ASSIST THE MORMON BATTALION OF THE SONS OF THE UTAH PIONEERS IN REPRESENTING THE STATE OF UTAH IN THE INAUGURAL PARADE TO BE HELD IN WASHINGTON, D. C. JANUARY 20, 1961, was read the first time and ordered tabled.

S. B. No. 42 By Messrs. Miller, Kerr and Stacey

AN ACT AMENDING SECTION 41-1-141, UTAH CODE ANNOTATED 1953, AS AMENDED BY CHAPTER 66, LAWS OF UTAH 1955,

RELATING TO THE DISPOSITION OF MOTOR VEHICLES REGISTRATION FUNDS AND PROVIDING FOR APPROPRIATIONS THEREFROM, was read the first time and referred to the Commitee on Rules.

S. B. No. 43 By Messrs. Miller, Kerr and Stacey

AN ACT AMENDING SECTIONS 27-2-17 AND 27-2-18, UTAH CODE ANNOTATED 1953, RELATING TO THE MOTOR VEHICLE REGISTRATION FUND, MAKING APPROPRIATIONS THEREFROM AND PROVIDING FOR A CLASS "B" AND CLASS "C" ROADS ACCOUNT IN THE STATE ROAD FUND, was read the first time and referred to the Committee on Rules.

On motion of Senator Cox, the Senate recessed for 10 minutes.

The Senate re-assembled.

President Waddingham in the chair.

Upon motion of Senator Miller, *S. B. No. 41* was lifted from the table, the rules were suspended, the bill was read the second and third times and placed on final passage.

Senator Lloyd moved that *S. B. No. 41* be made a special order at 2:00 P.M.

Senator Grover moved a substitute motion that the bill retain its place on the calendar.

The substitute motion carried.

On motion of Senator Hopkins, the Senate resolved itself into a Committee of the Whole.

Senator Hopkins introduced Dr. H. Grant Vest, who discussed the work of the Coordinating Council of Higher Education.

On motion of Senator Hopkins, the Committee of the Whole was dissolved.

On motion of Senator Schmiett, the Senate recessed until 2:00 P.M.

AFTERNOON SESSION

The Senate re-assembled at 2:00 P.M.

President Waddingham in the chair.

REPORT OF STANDING COMMITTEES

January 12, 1961

Mr. President:

Your Rules Committee, to which were referred

S. B. No. 4 Judiciary
S. B. No. 5 Judiciary
S. B. No. 6 Judiciary
S. B. No. 7 Judiciary
S. B. No. 8 Judiciary
S. B. No. 9 Judiciary
S. B. No. 10 Judiciary
S. B. No. 11 Judiciary
S. B. No. 12 Judiciary
S. B. No. 13 Judiciary
S. B. No. 14 Judiciary
S. B. No. 15 Judiciary
S. B. No. 16 Judiciary
S. B. No. 17 Judiciary
S. B. No. 18 Judiciary
S. B. No. 19 Industry
S. B. No. 20 Fish & Game
S. B. No. 21 Public Welfare
S. B. No. 22 Agriculture & Irrigation
S. B. No. 23 Business and Commerce
S. B. No. 24 State, Federal & Military Affairs & Civil Defense

S. B. No. 25 Highways and Aeronautics

S. B. No. 27 Business and Commerce

S. B. No. 28 Judiciary

S. B. No. 32 Highways and Aeronautics

reports the same back with a few minor changes assented to by the authors and recommends the same be printed.

Respectfully,

HAVEN J. BARLOW,

Chairman

Committee report read and adopted.

The above bills were ordered printed with the exception of *S. B. 4* and *14* and referred to the committees indicated.

Senate Bills 4 and *14* were referred to the Judiciary Committee and the Secretary was directed to have them reproduced in some manner other than printing.

INTRODUCTION OF BILLS

S. B. No. 44 By Messrs. Kerr and Steen

AN ACT AMENDING SECTIONS 62-1-2 AND 62-1-8, UTAH CODE ANNOTATED, 1953, RELATING TO SOIL CONSERVATION DISTRICTS, DECLARING IT TO BE THE POLICY THAT CONSERVATION OF SOIL RESOURCES, PREVENTION OF SOIL EROSION AND CONSERVATION OF WATER ARE NECESSITIES AND PROVIDING FOR THE GENERAL POWERS OF SUCH DISTRICTS, was read the first time and referred to the Committee on Rules.

S. B. No. 45 By Messrs. Hinton and Hafen

AN ACT AMENDING SECTION 76-20-11, UTAH CODE ANNOTATED 1953, AS AMENDED BY CHAPTER 78, SECTION 1, LAWS OF UTAH 1955, RELATING TO CHECKS, DRAFTS AND MONEY ORDERS DRAWN UPON INSUFFICIENT FUNDS; AND PROVIDING THAT OFFENDERS BE PENALIZED AS PETTY LARCENY OR GRAND LARCENY, was read the first time and referred to the Committee on Rules.

S. B. No. 46 By Messrs. Hafen, Lloyd and Jenkins

AN ACT RELATING TO SAVINGS AND LOAN ASSOCIATIONS AND BUILDING AND LOAN ASSOCIATIONS; REVISING THE GENERAL CORPORATION LAWS BY ENACTING A NEW ACT TO BE KNOWN AS THE SAVINGS AND LOAN ACT; PROVIDING FOR THE ORGANIZATION AND OPERATION OF SAVINGS AND LOAN ASSOCIATIONS AND BUILDING AND LOAN ASSOCIATIONS AND FOR THEIR POWERS AND PURPOSES; PROVIDING FOR DIRECTORS AND OFFICERS AND FOR THEIR POWERS AND DUTIES; PROVIDING FOR THE FILING OF ARTICLES OF INCORPORATION AND ALL AMENDMENTS THERETO; PROVIDING FOR THE POWERS AND OBLIGATIONS OF FOREIGN SAVINGS AND LOAN ASSOCIATIONS AND FOREIGN BUILDING AND LOAN ASSOCIATIONS; PROVIDING FOR FEES; AND REPEALING SECTIONS 7-7-1, 7-7-12 AND 7-7-27 UTAH CODE ANNOTATED 1953 AS AMENDED, was read the first time and referred to the Committee on Rules.

PRESENTATION OF RESOLUTIONS

S. J. R. No. 4 By Messrs. Hafen and Cox

A JOINT RESOLUTION PROPOSING AMENDMENTS TO ARTICLE VII, SECTIONS 1, 3, 10, 17, AND 20 OF THE CONSTITUTION OF THE STATE OF UTAH, RELATING TO THE STATE EXECUTIVE DEPARTMENT, TERMS, RESIDENCE, AND DUTIES OF OFFICERS; QUALIFICATIONS OF GOVERNOR AND OTHER EXECUTIVE OFFICERS; GOVERNOR'S APPOINTIVE POWER IN FILLING OF VACANCIES IN CERTAIN OFFICES; DUTIES OF AUDITOR; AND THE COMPENSATION OF STATE OFFICERS, was read the first time and referred to the Committee on Rules.

S. J. R. No. 5 By Messrs. Hafen and Cox

A JOINT RESOLUTION PROPOSING TO AMEND ARTICLE VI OF THE CONSTITUTION OF THE STATE OF UTAH, ADDING SECTION 32, RELATING TO THE AUDIT OF PUBLIC ACCOUNTS AND EXAMINATION OF PUBLIC FUNCTIONS, was read the first time and referred to the Committee on Rules.

SPECIAL REPORT FROM JOINT RULES COMMITTEE

January 11, 1961

Mr. President and Mr. Speaker:

Your committees on joint rules have met together and carefully considered the suggestions made by the legislative council on rule changes and recommend as follows:

That joint rule #26 be amended to read: After November 15 preceding the convening of the legislature bills may be submitted to the legislative council by any member of the next session of the legislature to be introduced in such session by such member. The council shall review such bills and provide for their preparation in conformity with the requirements of the constitution, law and rules of the legislature.

That joint rule #39 be amended to read: When a bill shall have been enrolled it shall be examined by the committee on rules of the house where it originated. The committee shall carefully compare the enrollment with the bill as passed, correct any errors therein, and make report thereof forthwith to such house. After adjournment of the legislature each enrolled bill shall be examined by the secretary or chief clerk of the house where it originated. The secretary or chief clerk shall correct any errors and certify such engrossed bill to the Governor or the Secretary of State.

That joint rule #40 be amended to read: Every bill passed shall be signed by the presiding officer of each house in the presence of the respective houses after its title has been publicly read immediately before signing, and the fact of such signing shall be entered upon the journal (constitution article 6, section 24). If a bill passes without being amended from its passage in the house in which it originated, then it shall be signed first by the presiding officer of the house in which it did not originate. Otherwise it shall first be signed by the presiding officer of the house in which it originated. Three copies or more of the bill shall be made, one of which shall be filed with the secretary or chief clerk, one given to the author of the bill, and one given to the Secretary of State. After adjournment the secretary of the senate or chief clerk of the house shall certify copies of the bill as passed, for proper distribution.

That rule #49 be amended to read: The presiding officers of the two houses shall provide for the pooling or combining of legislative employees for effective and economical conduct of legislative business. Joint mailing, stenographic, clerical, legal, and messenger services shall be maintained, wherever feasable.

That all other joint rules operative in the 33rd legislature be adopted for this session.

WENDELL GROVER
Chairman of Senate Committee

F. CHILEON HALLADAY
Chairman of House Committee

On motion of Senator Clegg, the Senate adjourned until Friday, January 13, 9:00 A.M.

FIFTH DAY

MORNING SESSION

January 13, 1961

The Senate was called to order at 9:00 a.m. President Waddingham in the chair.

Roll Call – All Senators present, except Senator Fowles.

The Prayer was offered by the Chaplain.

January 13, 1961

Mr. President:

Your Committee on Revision of the Journal respectfully reports that we have read the Journal for the fourth day and find it correct with minor amendments noted on the final copy.

Respectfully,

LUKE CLEGG,

Acting Chairman

Report adopted and filed.

STANDING COMMITTEES

The following standing committee was appointed by President Waddingham, the first Senator named on the committee to be the chairman thereof.

APPOINTMENTS COMMITTEE

R. LaVaun Cox, D. E. Hammond, J. Francis Fowles, Luke Clegg, and Alonzo F. Hopkin.

COMMUNICATIONS FROM THE GOVERNOR

State of Utah

Office of the Governor

Salt Lake City

January 12, 1961

Honorable Thorpe Waddingham
President of the Senate
and
Members of the Senate

Gentlemen:

In accordance with the law, I am listing the appointments that have been made since the 33rd Utah Legislature adjourned. These appointments must be confirmed by the Senate.

BANK COMMISSION:

Spencer C. Taylor, Salt Lake City, Acting Bank Commissioner; to fill the unexpired term of Seth H. Young, said term expiring April 1, 1961.

INSURANCE COMMISSION:

E. Virgil Norton, Salt Lake City, to fill the unexpired term of Carl A. Hulbert, said term expiring April 1, 1963.

BOARD OF CORRECTIONS:

George B. Wilcox, Layton, to fill the unexpired term of Richard A. Van Winkle, said term expiring March 2, 1965.

ADVISORY COUNCIL FOR THE SCHOOLS FOR THE DEAF AND BLIND:

Trace A. Turner, Ogden, to fill the unexpired term of Stanley Robins, said term expiring March 1, 1961.

Elmer E. Brown, Salt Lake City, Term expires March 1, 1965.

STATE COURSE OF STUDY COMMITTEE
(TEXTBOOK COMMISSION)

Madeline B. Wirthlin, Murray; term expires June 30, 1964.

Leah D. Dunford, Logan; term expires June 30, 1964.

Dr. Cadman Garretson, Ogden; term expires June 30, 1964.

C. A. White, Monroe; term expires June 30, 1964.

FINANCE COMMISSION:

John W. Rowberry, Tooele; to fill the unexpired term of Richard P. Lindsay, said term expiring March 1, 1965.

Clair R. Hopkins, Vernal; to fill the unexpired term of D. H. Whittenberg, said term expiring March 1, 1961.

BOARD OF TRUSTEES TO ADMINISTER TERMINATION OF PUBLIC EMPLOYEES RETIREMENT SYSTEM:

Frank Salisbury, Salt Lake City; term expires June 30, 1964.

C. Cash Rampton, Salt Lake City; term expires June 30, 1964.

DEPARTMENT OF HEALTH:

Dr. John Dixon, Ogden; term expires March 1, 1967.

WATER POLLUTION CONTROL BOARD:

Roy Glazier, Salt Lake City; term expires March 1, 1968.

INSTITUTE OF FINE ARTS:

Farrell R. Collett, Ogden; to fill unexpired term of George M. Gadsby, said term expiring June 30, 1961.

ROAD COMMISSION OF UTAH:

Richard A. Van Winkle, Salt Lake City, to fill the unexpired term of C. Taylor Burton, said term expiring April 1, 1963.

TAX COMMISSION:

Allan M. Lipman, Salt Lake City; to fill the unexpired term of H. C. Shoemaker, said term expiring March 1, 1961.

Orivlle Gunther, American Fork; to fill the unexpired term of Allan M. Lipman, said term expiring March 1, 1963.

UNIVERSITY OF UTAH BOARD OF REGENTS:

Reed W. Brinton, Salt Lake City; to fill the unexpired term of Orville Gunther, said term expiring July 1, 1963.

COORDINATING COUNCIL OF HIGHER EDUCATION:

David Lawrence McKay, Salt Lake City, to fill the unexpired term of William F. Edwards, said term expiring July 1, 1965.

COMMISSION OF STATE INDIAN AFFAIRS:

Beverly S. Clendenin, to fill the unexpired term of Vernon Romney, serving at the Governor's pleasure.

Yours sincerely,

GEORGE DEWEY CLYDE,

Governor

Communication referred to the Appointments Committee.

REPORT OF STANDING COMMITTEES

January 12, 1961

Mr. President:

Your Rules Committee, to which were referred

S. B. No. 26 Judiciary

S. B. No. 29 Education

S. B. No. 30 Education

S. B. No. 31 State, Federal & Military Affairs & Civil Defense

S. B. No. 33 Political Subdivisions

reports the same back with a few minor changes assented to by the authors and recommends the same be printed.

Respectfully,

HAVEN J. BARLOW,

Chairman

Committee report read and adopted.

The above bills were ordered printed and referred to the committees indicated.

INTRODUCTION OF BILLS

S. B. No. 47 By Mr. Hunter

AN ACT AMENDING SECTION 53-32-9, UTAH CODE ANNOTATED 1953, RELATING TO THE MEMBERSHIP OF THE BOARD OF TRUSTEES OF THE UTAH STATE UNIVERSITY; AND PROVIDING THAT THE PRESIDENT OF THE COLLEGE SHALL BE A MEMBER, was read the first time and referred to the Committee on Rules.

S. B. No. 48 By Messrs. Jenkins, Steen and Waddingham

AN ACT RELATING TO DEPOSITS AND INTEREST OF PUBLIC FUNDS, AMENDING SECTIONS 51-1-2, AND 51-1-7, UTAH CODE ANNOTATED, 1953, PROVIDING FOR A RESTRICTION AS TO PERSONS WHO MAY BE APPOINTED TO THE STATE DEPOSITORY BOARD; AND PROVIDING FOR THE PAYMENT OF MAXIMUM INTEREST RATES ON PUBLIC FUNDS DEPOSITED IN ELIGIBLE BANKS, was read the first time and referred to the Committee on Rules.

S. B. No. 49 By Messrs. Browning, Grover and Jenkins

AN ACT AMENDING SECTION 55-10-55, UTAH CODE ANNOTATED 1953, RELATING TO COSTS IN JUVENILE COURTS AND DISPOSITION OF FINES, PENALTIES AND FOREFEITURES, RELIEVING THE COUNTIES OF RESPONSIBILITY OF PAYING FOR COSTS IN JUVENILE COURT AND PROVIDING THAT ALL FINES, PENALTIES AND FORFEITURES IMPOSED AND COLLECTED BY THE JUVENILE COURT BE PAID TO THE TREASURER OF THE STATE OF UTAH, was read the first time and referred to the Committee on Rules.

S. B. No. 50 By Messrs. Browning, Grover and Jenkins

AN ACT AMENDING SECTION 55-10-17, UTAH CODE ANNOTATED 1953, RELATING TO WITNESS FEES AND EXPENSES IN JUVENILE COURTS AND PROVIDING THAT THE COUNTY SHALL BE RELIEVED OF SUCH EXPENSES AND THAT SUCH EXPENSES SHALL BE PAID AS OTHER EXPENSES OF THE JUVENILE COURT ARE PAID, was read the first time and referred to the Committee on Rules.

S. B. No. 51 By Messrs. Hafen and Bullen

AN ACT AMENDING SECTION 17-15-1, UTAH CODE ANNOTATED 1953, RELATING TO ORDINANCES OF THE BOARD OF COUNTY COMMISSIONERS; PROVIDING FOR THE ADOPTION OF REVISED ORDINANCES PRINTED BY AUTHORITY OF THE BOARD; PROVIDING FOR THE ADOPTION OF ORDINANCES ESTABLISHING RULES AND REGULATIONS FOR THE CONSTRUCTION OF BUILDINGS BY REFERENCE TO PRINTED BUILDING CODES: AND MAKING PROVISIONS AS TO THE EFFECTIVE DATE OF ORDINANCES, was read the first time and referred to the Committee on Rules.

S. B. No. 52 By Messrs. Hafen and Bullen

AN ACT AMENDING SECTION 30-1-9, UTAH CODE ANNOTATED 1953, RELATING TO ISSUANCE OF MARRIAGE LICENSES TO MINORS; AND PROVIDING FOR ACKNOWLEDGMENT OF CONSENTS, was read the first time and referred to the Committee on Rules.

S. B. No. 53 By Messrs. Bullen and Holman

AN ACT REQUIRING REASONABLE UNDERSTANDING OF AMERICAN HISTORY AND POLITICAL AND ECONOMIC INSTITUTIONS AS A CONDITION OF GRADUATION FROM STATE SUPPORTED UNIVERSITIES AND COLLEGES, was read the first time and referred to the Committee on Rules.

S. B. No. 54 By Mr. Grover

AN ACT REPEALING THE UTAH RIGHT TO WORK LAW, CHAPTER 16, TITLE 34, UTAH CODE ANNOTATED, 1953, RELATING TO THE MEMBERSHIP OR NONMEMBERSHIP IN LABOR UNIONS AS A CONDITION OF EMPLOYMENT, was read the first time and referred to the Committee on Rules.

INTRODUCTION OF RESOLUTIONS

S. C. R. No. 1 By Messrs Hopkin and Sowards

A CONCURRENT RESOLUTION MEMORIALIZING THE CONGRESS OF THE UNITED STATES TO PROVIDE LEGISLATION DESIGNED TO AFFORD ADEQUATE PROTECTION FOR DOMESTIC INDUSTRY IN THE FIELD OF INTERNATIONAL TRADE, was read the first time and referred to the Committee on Rules.

CONSIDERATION OF BILLS ON THIRD READING

S. B. No. 41, having retained its position on the Third Reading Calendar, was before the Senate.

On motion of Senator Miller, *S. B. No. 41* was amended as follows:

Line 1, strike the word "hereby" and following the word "appropriated," insert the words: "from unexpended funds contained in Section 3, Chapter 72, Laws of Utah, 1959." Beginning with the word "to" on line 1, strike the balance of line 1, all of line 2, and down to, and including the word "appropriated" on line 3. After the figure "$2,500" in line 3, insert "or so

much thereof as may be necessary, to the Utah Tourist and Publicity Council for the purpose of".

Line 3, strike the words, "Said sum to be". Line 4, strike the words, "used in". Line 4, after the word "Battalion," insert the words, "of the Sons of the Utah Pioneers."

S. B. No. 41 failed of passage on the following roll call:

Yeas, 12; Nays, 10; Absent, 3.

Those voting in the affirmative were: Senators Barlow, Bullen, Cox, Hinton, Holman, Hopkin, Kerr, Mantes, Miller, Sowards, Steen and Mr. President.

Those voting in the negative were: Senators Ashton, Browning, Clegg, Grover, Hafen, Hunter, Jenkins, Lloyd (explained vote), Schmiett and Stacey.

Absent and not voting: Senators Fowles, Hammond and Memmott.

S. B. No. 41 was ordered filed.

On motion of Senator Browning, the Senate resolved itself into a Committee of the Whole, for the purpose of hearing Dr. H. Grant Vest and Senator Hammond.

Upon motion of Senator Grover, the Committee of the Whole was dissolved.

Senator Hafen moved that the Senate commend the Council of Higher Education on the calibre and competence of the man they selected as Director, and they further commend the Director and his staff for the prodigious and highly valuable amount of information they have assembled relative to the problems of higher education.

Motion carried.

Upon motion of Senator Cox, the Senate recessed to attend a Joint Convention in the House to hear the message of the Governor, after which the Senate will stand adjourned until 2:00 P.M., Monday, January 16, 1961.

JOINT CONVENTION

The Roll Call showed a quorum of Senate and House members present.

The prayer was offered by the Senate Chaplain.

The President of the Senate appointed a Joint Committee consisting of Senators Cox, Hammond and Jenkins, and Representatives Crump, Squires and Monroe, to notify the Governor that the Legislature was in Joint Convention and ready to hear his message.

The Joint Committee returned, escorting His Excellency, Governor George D. Clyde, who was presented to the Joint Convention by President Waddingham.

The Governor then delivered his Budget Message.

The Joint Committee then escorted Governor Clyde to his chamber.

Upon the motion of Representative Carl H. Taylor, the Joint Convention was dissolved.

EIGHTH DAY

AFTERNOON SESSION

January 16, 1961

The Senate was called to order at 2:00 P.M. President Waddingham in the chair.

Roll Call – All Senators present, except Senator Bullen, excused.

The Prayer was offered by the Chaplain.

January 16, 1961

Mr. President:

Your Committee on Revision of the Journal respectfully reports that we have read the Journal for the fifth day and find it correct with minor amendments noted on the final copy.

Respectfully,

LUKE CLEGG,

Acting Chairman

Report adopted and filed.

On motion of Senator Lloyd, the Senate resolved itself into a Committee of the Whole.

Senator Lloyd introduced Mr. John P. O'Keefe, General Manager of the Western Division of Kennecott Corporation. Mr. O'Keefe presented a gavel made of Utah copper to President Thorpe A. Waddingham.

On motion of Senator Lloyd, the Committee of the Whole was dissolved.

COMMUNICATIONS

January 13, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, *S. J. R. No. 2* entitled, A RESOLUTION FIXING COMPENSATION OF OFFICERS AND EMPLOYEES OF THE THIRTY-FOURTH LEGISLATURE OF UTAH, and the same is returned herewith for your further action.

Respectfully,

T. H. McMULLIN,

Chief Clerk

Communication filed.

S. J. R. No. 2 was referred to the Rules Committee to be enrolled and engrossed.

REPORT OF STANDING COMMITTEES

January 13, 1961

Mr. President:

Your Rules Committee, to which were referred

S. B. No. 34 Public Health

S. B. No. 35 Judiciary

S. B. No. 36 Agriculture and Irrigation

S. B. No. 37 Agriculture and Irrigation

S. B. No. 38 Appropriations

S. B. No. 39 Business and Commerce

S. B. No. 40 Business and Commerce

S. B. No. 42 Highways and Aeronautics

S. B. No. 43 Highways and Aeronautics

S. B. No. 44 Agriculture and Irrigation

S. B. No. 45 Business and Commerce

S. B. No. 46 Judiciary

reports the same back with a few minor changes assented to by the authors and recommends the same be printed.

Respectfully,

HAVEN J. BARLOW,

Chairman

Committee report read and adopted.

The above bills were ordered printed and referred to the committees indicated.

January 16, 1961

Mr. President:

Your Rules Committee, to which were referred

S. C. R. No. 1 Business and Commerce

S. B. No. 48 Business and Commerce

S. B. No. 49 Public Health, Welfare and Institutions

S. B. No. 50 Public Health, Welfare and Institutions

S. B. No. 51 Political Subdivisions

S. B. No. 52 Judiciary

S. B. No. 53 Education

S. B. No. 54 Labor

reports the same back with a few minor changes assented to by the authors and recommends the same be printed.

Respectfully,

HAVEN J. BARLOW,

Chairman

Committee report read and adopted.

The above bills were ordered printed and referred to the committees indicated.

INTRODUCTION OF BILLS

S. B. No. 55 By Messrs. Barlow and Steen

AN ACT DIRECTING THE UTAH STATE SCHOOL EMPLOYEES' RETIREMENT BOARD TO ASSIST ITS RETIRED MEMBERS TO PURCHASE GROUP HOSPITAL AND MEDICAL INSURANCE; AUTHORIZING SAID BOARD TO WITHHOLD THE NECESSARY INSURANCE PREMIUMS FROM THE PARTICIPATING MEMBERS' ALLOWANCES AND TO MAKE PAYMENT OF SAME TO THE CONTRACT CARRIER OR CARRIERS; PROVIDING FOR THE COST OF ADMINISTRATION, was read the first time and referred to the Committee on Rules.

S. B. No. 56 By Messrs. Barlow and Steen

AN ACT AMENDING SECTION 53-29-6, UTAH CODE ANNOTATED 1953, AS ENACTED BY CHAPTER 20, LAWS OF UTAH 1953, FIRST SPECIAL SESSION, RELATING TO THE UTAH SCHOOL EMPLOYEES' RETIREMENT ACT, FOR THE PURPOSE OF ENLARGING THE MEMBERSHIP OF THE RETIREMENT BOARD TO INCLUDE THE STATE INSURANCE COMMISSIONER AND A RETIRED MEMBER OF THE SYSTEM; AND THE EFFECTIVE DATE, was read the first time and referred to the Committee on Rules.

S. B. No. 57 By Messrs. Barlow and Steen

AN ACT AMENDING SECTION 53-29-41, UTAH CODE ANNOTATED 1953, AS ENACTED BY CHAPTER 23, LAWS OF UTAH 1953, FIRST SPECIAL SESSION, AS AMENDED BY CHAPTER 99, LAWS OF UTAH 1955, AND BY CHAPTER 101, LAWS OF UTAH 1957; AND SECTION 53-29-43, UTAH CODE ANNOTATED 1953, AS ENACTED BY CHAPTER 23, LAWS OF UTAH 1953, FIRST SPECIAL SESSION, AS AMENDED BY CHAPTER 101, LAWS OF UTAH 1957; AND ENACTING A NEW SECTION TO BE KNOWN AS SECTION 53-29-43.5, RELATING TO THE NEEDY EDUCATIONAL EMPLOYEES' ASSISTANCE ACT, FOR THE PURPOSE OF RAISING THE MAXIMUM MONTHLY ASSISTANCE GRANT, AND QUALIFYING PERSONS WHO RETIRED DURING THE PERIOD JANUARY 1, 1954 THROUGH JUNE 30, 1957, INCLUSIVE, FOR AN ASSISTANCE GRANT, LIMITED TO A MAXIMUM OF $20 PER MONTH; AND THE EFFECTIVE DATE, was read the first time and referred to the Committee on Rules.

S. B. No. 58 By Messrs. Barlow and Hafen

AN ACT RELATING TO TITLE INSURANCE: PROHIBITING AN INSURANCE COMPANY FROM ISSUING ANY POLICY OF TITLE IN-

SURANCE OR CERTIFICATE OF TITLE OR OTHER GUARANTEE OF TITLE COVERING ANY PROPERTY LOCATED WITHIN THE STATE OF UTAH NOT COUNTERSIGNED BY A PERSON, PARTNERSHIP OR CORPORATION HOLDING AN ABSTRACTER'S LICENSE OR CERTIFICATE OF AUTHORITY FOR ONE OR FOR MORE THAN ONE COUNTY OF THE STATE OF UTAH, was read the first time and referred to the Committee on Rules.

S. B. No. 59 By Messrs. Barlow and Hafen

AN ACT AMENDING SECTION 57-4-4, UTAH CODE ANNOTATED 1953, RELATING TO INSTRUMENTS RECORDED PRIOR TO JANUARY 1, 1943; CHANGING THE DATE IN SAID ACT TO JANUARY 1, 1952; AND VALIDATING INSTRUMENTS RECORDED PRIOR TO JANUARY 1, 1952, was read the first time and referred to the Committee on Rules.

S. B. No. 60 By Mr. Barlow and Hafen

AN ACT AMENDING SECTIONS 1-1-1 AND 1-1-12, UTAH CODE ANNOTATED 1953, RELATING TO ABSTRACTERS, BOARD OF ABSTRACT COMMISSIONERS, PREREQUISITES TO ENGAGING IN BUSINESS AND REQUIREMENTS FOR ISSUANCE OF CERTIFICATE OF AUTHORITY, was read the first time and referred to the Committee on Rules.

S. B. No. 61 By Mr. Grover

AN ACT PROHIBITING THE EMPLOYMENT OF PROFESSIONAL STRIKEBREAKERS IN PLACE OF EMPLOYEES INVOLVED IN A LABOR DISPUTE; AND PROHIBITING THE RECRUITING AND FURNISHING OF EMPLOYEES TO REPLACE EMPLOYEES INVOLVED IN A LABOR DISPUTE, BY A PERSON OR AGENCY NOT DIRECTLY INVOLVED IN THE LABOR DISPUTE, AND THE EMPLOYING OF PERSONS SO RECRUITED OR FURNISHED; AND PROHIBITING THE RECRUITING OF OR ADVERTISING FOR EMPLOYEES TO TAKE THE PLACE OF EMPLOYEES ENGAGED IN A LABOR DISPUTE WITHOUT STATING THAT THE EMPLOYMENT OFFERED IS IN PLACE OF EMPLOYEES INVOLVED IN A LABOR DISPUTE; PENALTIES FOR VIOLATION HEREOF, was read the first time and referred to the Committee on Rules.

S. B. No. 62 By Messrs. Hunter, Stacey and Cox

AN ACT AMENDING SECTIONS 4-28-2, 4-28-4, 4-28-18, 4-28-19, 4-28-20, 4-28-21, 4-28-24 AND 4-28-27, UTAH CODE ANNOTATED,

1953, AS ENACTED BY CHAPTER 7, LAWS OF UTAH 1959, AND ENACTING NEW SECTIONS TO BE KNOWN AS SECTIONS 4-28-20.5, 4-28-21.5, 4-28-22.5, 4-28-23.5, 4-28-28.5, 4-28-38, 4-28-39, 4-28-40 AND 4-28-41, UTAH CODE ANNOTATED 1953, RELATING TO BEDDING AND FURNITURE INSPECTION; TO CLARIFY LABELING REQUIREMENTS, STRENGTHEN ENFORCEMENT PROVISIONS AND PROVIDE FOR ENFORCEMENT AGAINST NONRESIDENTS, was read the first time and referred to the Committee on Rules.

S. B. No. 63 By Messrs. Jenkins, Grover and Hammond

AN ACT PROVIDING FOR A SINGLE AGGREGATE MILL LEVY LIMITATION FOR COUNTIES ACCORDING TO ASSESSED VALUE; PROVIDING FOR EXCEPTIONS THERETO; AUTHORIZING BOARDS OF COUNTY COMMISSIONERS TO LEVY TAXES FOR CERTAIN PURPOSES; AMENDING SECTIONS 4-5-10, 11-2-7, 17-5-62, 17-5-69, 17-8-6, 17-8-7, 59-9-11 AND 71-2-3, UTAH CODE ANNOTATED 1953; AND REPEALING SECTION 59-9-6, UTAH CODE ANNOTATED 1953, was read the first time and referred to the Committee on Rules.

S. B. No. 64 By Mr. Hunter

AN ACT REPEALING SECTION 53-31-8, UTAH CODE ANNOTATED 1953, AND REMOVING THE PRESIDENT OF THE UNIVERSITY OF UTAH FROM ITS BOARD OF REGENTS, was read the first time and referred to the Committee on Rules.

S. B. No. 65 By Messrs. Cox and Bullen

AN ACT AMENDING SECTION 45-1-2, UTAH CODE ANNOTATED 1953, AS AMENDED BY CHAPTER 74, LAWS OF UTAH, 1953, RELATING TO CHARGES FOR PUBLICATION OF NOTICES, was read the first time and referred to the Committee on Rules.

S. B. No. 66 By Mr. Hafen

AN ACT AMENDING SECTION 30-1-2, UTAH CODE ANNOTATED 1953, RELATING TO MARRIAGES PROHIBITED AND VOID, was read the first time and referred to the Committee on Rules.

S. B. No. 67 By Messrs. Grover, Jenkins and Kerr

AN ACT PROVIDING FOR THE ESTABLISHMENT AND MAINTENANCE OF A RETIREMENT SYSTEM FOR THE OFFICERS AND EMPLOYEES OF THE STATE OF UTAH AND OF THE CITIES, COUNTIES AND OTHER POLITICAL SUBDIVISIONS THEREOF; PROVIDING FOR THE PAYMENT OF RETIREMENT, DISABILITY, DEATH

AND OTHER BENEFITS; CREATING A RETIREMENT BOARD AND A RETIREMENT FUND; REQUIRING CONTRIBUTIONS THERETO BY EMPLOYEES AND THEIR EMPLOYING UNITS; TRANSFERRING THE ASSETS, LIABILITIES AND FUNCTIONS OF THE FORMER PUBLIC EMPLOYEES RETIREMENT SYSTEM TO THE RETIREMENT SYSTEM CREATED BY THIS ACT; ELIMINATING DUPLICATION OF BENEFITS AND CONTRIBUTIONS UNDER BOTH SYSTEMS; AND REPEALING SECTIONS 49-1-1, 49-1-2, 49-1-3, 49-1-12, 49-1-16 AND 49-1-20, UTAH CODE ANNOTATED 1953, AS AMENDED, was read the first time and referred to the Committee on Rules.

Upon motion of Senator Cox, the Senate recessed for ten minutes.

The Senate re-assembled. President Waddingham in the chair.

Upon motion of Senator Kerr, the President of the Senate will send letters of appreciation to the Deseret News, the Salt Lake Tribune, and the Christian Science Monitor.

On motion of Senator Mantes, the Senate adjourned until Tuesday, January 17, 1961, 10:00 A.M.

NINTH DAY

MORNING SESSION

January 17, 1961

The Senate was called to order at 10:00 A.M. President Waddingham in the chair.

Roll Call – All Senators present.

The Prayer was offered by the Chaplain.

January 17, 1961

Mr. President:

Your Committee on Revision of the Journal respectfully reports that we have read the Journal for the eighth day and find it correct with minor amendments noted on the final copy.

Respectfully,

LUKE CLEGG,

Chairman

Report adopted and filed.

COMMUNICATION

(Telegram) Keoku, Iowa
January 16, 1961

Mr. Thorpe Waddingham
President of the Senate
Capitol Building
Salt Lake City, Utah

Mormon Battalion participated in National Stockman Parade at Denver before one quarter million people. All are thrilled with our success. Give our best regards to Senator Steen and Senator Mantes and others. By order of Commander.

WENDELL R. JONES,

Adjutant

Communication filed.

REPORTS OF STANDING COMMITTEES

January 16, 1961

Dear Mr. President:

Your Committee on Rules, to which has been referred *S. J. R. No. 2*, entitled, A RESOLUTION FIXING COMPENSATION OF OFFICERS AND EMPLOYEES OF THE THIRTY-FOURTH LEGISLATURE OF UTAH, has examined and carefully compared the bill as passed with the enrolled and engrossed copy and find it correct, and returns the same for the signature of the President.

Respectfully,

HAVEN J. BARLOW,

Chairman

Report adopted and filed.

S. J. R. No. 2 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

January 16, 1961

Dear Mr. President:

Your Committee on Highways and Aeronautics met and discussed *S. B. No. 2* by Messrs. Hopkin, Kerr, and Schmiett, relating to the highway patrol retirement system and desires to report same out favorably.

Respectfully,

J. FRANCIS FOWLES,

Chairman

Report filed.

S. B. No. 2 was placed on the Second Reading Calendar.

January 16, 1961

Mr. President:

Your Committee on Agriculture and Irrigation, to which was referred *S. B. No. 3*, by Messrs. Kerr, Clegg and Schmiett, has carefully considered said bill and reports the same out favorably with the following amendment. Page two, line 5, in lieu of the word "lnads," insert the word "land."

Respectfully,

LELAND SOWARDS,

Chairman

Report filed.

S. B. No. 3 was placed on the Second Reading Calendar.

January 16, 1961

Mr. President:

Your Committee on Agriculture and Irrigation, to which was referred *S. B. No. 22*, by Mr. Schmiett, has carefully considered said bill and reports the same out favorably with the exception of clarification from Senator Schmiett on the use of I.D. brand by Indian tribes other than Utes.

Respectfully,

LELAND SOWARDS,

Chairman

Report filed.

S. B. No. 22 was placed on the Second Reading Calendar.

January 16, 1961

Mr. President:

Your Committee on Business and Commerce, to which was referred *S. B. No. 27*, by Messrs. Miller, Ashton and Browning, has carefully considered said bill and reports the same out favorably.

Respectfully,

ERNEST G. MANTES,

Chairman

Report filed.

S. B. No. 27 was placed on Second Reading Calendar.

January 16, 1961

Dear Mr. President:

Your Committee on Highways and Aeronautics met and discussed *S. B. No. 25*, by Messrs. Browning and Barlow, relating to payment of motor fuel tax and desires to report same out favorably.

Respectfully,

J. FRANCIS FOWLES,

Chairman

Report filed.

S. B. No. 25 was placed on the Second Reading Calendar.

INTRODUCTION OF RESOLUTIONS

S. J. R. No. 6 By Messrs. Browning, Clegg, Cox, Fowles, Waddingham, Hammond, Jenkins, Hunter and Barlow

A JOINT RESOLUTION PROPOSING TO AMEND ARTICLE XIII, SECTION 2 OF THE CONSTITUTION OF THE STATE OF UTAH, RELATING TO TANGIBLE PROPERTIES EXEMPT FROM TAXATION, was read the first time and referred to the Committee on Rules.

INTRODUCTION OF BILLS

S. B. No. 68 By Mr. Browning

AN ACT TO PROVIDE FOR THE REHABILITATION, CLEARANCE AND REDEVELOPMENT OF SLUMS AND BLIGHTED AREAS IN OR NEAR CITIES, TOWNS AND COUNTIES IN THIS STATE IN ACCORDANCE WITH URBAN RENEWAL PLANS APPROVED BY THE

GOVERNING BODIES THEREOF; TO DEFINE THE DUTIES, LIABILITIES, EXEMPTIONS AND POWERS OF SUCH CITIES, TOWNS AND COUNTIES IN UNDERTAKING SUCH ACTIVITIES, INCLUDING THE POWER TO ACQUIRE PROPERTY THROUGH THE EXERCISE OF THE POWER OF EMINENT DOMAIN OR OTHERWISE, TO DISPOSE OF PROPERTY SUBJECT TO ANY RESTRICTIONS DEEMED NECESSARY TO PREVENT THE DEVELOPMNT OR SPREAD OF FUTURE SLUMS OR BLIGHTED AREAS, TO ISSUE BONDS AND OTHER OBLIGATIONS AND GIVE SECURITY THEREFOR, TO LEVY TAXES AND ASSESSMENTS AND TO ENTER INTO AGREEMENTS TO SECURE FEDERAL AID AND COMPLY WITH CONDITIONS IMPOSED IN CONNECTION THEREWITH; TO PROVIDE FOR A URBAN RENEWAL AGENCY TO EXERCISE POWERS HEREUNDER IF A CITY, TOWN OR COUNTY DETERMINES IT TO BE IN THE PUBLIC INTEREST; TO AUTHORIZE PUBLIC BODIES TO FURNISH FUNDS, SERVICES, FACILITIES AND PROPERTY IN AID OF URBAN RENEWAL PROJECTS HEREUNDER; TO AUTHORIZE CITIES, TOWNS AND COUNTIES TO OBTAIN FUNDS THEREFOR BY THE ISSUANCE OF OBLIGATIONS, BY TAXATION OR OTHERWISE; TO PROVIDE THAT SECURITIES ISSUED, AND PROPERTIES WHILE HELD, BY A PUBLIC AGENCY HEREUNDER SHALL BE EXEMPT FROM TAXATION; AND TO DECLARE AN EMERGENCY, was read the first time and referred to the Committee on Rules.

S. B. No. 69 By Messrs. Hinton, Clegg, Memmott and Schmiett

AN ACT AMENDING SECTION 31-23-1, UTAH CODE ANNOTATED, 1953, AS AMENDED BY CHAPTER 58, LAWS OF UTAH 1957, RELATING TO GROUP INSURANCE, was read the first time and referred to the Committee on Rules.

S. B. No. 70 By Messrs. Fowles and Bullen

AN ACT AMENDING SECTION 23-2-20, UTAH CODE ANNOTATED 1953, RELATING TO THE FISH AND GAME FUND AND THE DISPOSITION OF FINES AND FORFEITURES THEREIN, was read the first time and referred to the Committee on Rules.

On motion of Senator Hopkin, the Senate resolved itself into a Committee of the Whole.

Senator Hopkin introduced Dr. ElRoy Nelson, Chairman of the State Building Board and Mr. Glen R. Swenson, Director of the State Building Board.

On motion of Senator Hopkin, the Committee of the Whole was dissolved.

On motion of Senator Kerr, the Senate adjourned until 2:00 P.M.

AFTERNOON SESSION

The Senate re-assembled at 2:00 P.M.

President Waddingham in the chair.

REPORTS OF SPECIAL COMMITTEES

January 17, 1961

Mr. President and Mr. Speaker:

Your Joint Committee on Rules has met and carefully considered the matter of the mailing list and recommends as follows:

That state departments, institutions, universities, junior colleges be placed on the mailing list of the Legislature; that county officials, city officials, public libraries, high schools, and individuals be placed on the mailing list of members of the Legislature at their discretion with the limitation of five names on the mailing list of each member; that members of the Legislature may have names added above five with unanimous consent of the House in which they serve; that the Legislature's staff of the two Houses screen the mailing list and eliminate duplications.

Respectfully,

WENDELL GROVER
Chairman of Senate Committee

F. CHILEON HALLADAY
Chairman of House Committee

Committee report read and adopted.

INTRODUCTION OF RESOLUTIONS

S. J. R. No. 7 By Messrs. Hinton, Memmott and Clegg

A JOINT RESOLUTION PROVIDING FOR A STUDY OF STATE EMPLOYMENT BY A CITIZEN'S COMMITTEE, was read the first time and referred to the Committee on Rules.

INTRODUCTION OF BILLS

S. B. No. 71 By Messrs. Hafen, Hinton and Fowles

AN ACT AMENDING SECTION 17-16-14 AND 17-16-15, UTAH CODE ANNOTATED 1953, AS AMENDED BY LAWS OF UTAH 1959, RELATING TO SALARIES OF COUNTY OFFICERS, was read the first time and referred to the Committee on Rules.

S. B. No. 72 By Messrs. Hinton and Memmott

AN ACT APPROPRIATING THE SUM OF $10,000.00 FOR A STUDY OF STATE EMPLOYMENT BY A SPECIALLY APPOINTED CITIZENS' COMMITTEE, was read the first time and referred to the Committee on Rules.

S. B. No. 73 By Messrs. Jenkins and Lloyd

AN ACT AMENDING SECTION 41-1-131 UTAH CODE ANNOTATED 1953, AS AMENDED BY CHAPTER 64, LAWS OF UTAH 1959, RELATING TO EXEMPTIONS FROM MOTOR VEHICLE REGISTRATION FEES AND PROVIDING FOR A SPECIAL REGISTRATION FOR CERTAIN MOTOR VEHICLES OF 1925 ORIGIN OR OLDER, was read the first time and referred to the Committee on Rules.

S. B. No. 74 By Messrs. Jenkins and Hinton

AN ACT TO ESTABLISH QUALIFICATION, APPOINTMENT, PROMOTION, DEMOTION, DISCIPLINE, RE-EMPLOYMENT, AND TENURE OF OFFICE OF APPOINTEES AND EMPLOYEES AS OPERATOR AND CHAUFFEUR LICENSE EXAMINERS, was read the first time and referred to the Committee on Rules.

S. B. No. 75 By Messrs. Barlow and Jenkins

AN ACT PROVIDING FOR THE LENGTH OF REGULAR LEGISLATIVE SESSIONS AND ALLOWING THEM TO BE SPLIT INTO SEPARATE PERIODS BY ADJOURNMENT, was read the first time and referred to the Committee on Rules.

On motion of Senator Kerr, the rules were suspended, and the Senate considered bills on the Second Reading Calendar.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 2 was read the second time.

Committee report read and adopted.

S. B. No. 2 was placed on the Third Reading Calendar on the following roll call:

Yeas, 23; Nays, 0; Absent, 2.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox Fowles, Grover, Hafen, Hammond, Hinton, Hopkin, Hunter, Jenkins, Kerr, Lloyd, Mantes, Memmott, Miller, Schmiett, Sowards, Stacey and Mr. President.

Absent and not voting: Senators Holman and Steen.

Senator Grover moved that commencing Thursday, January 19, 1961, the Senate convene at 9:00 A.M. and recess following the business session for committee hearings and re-convene at 2:00 P.M. in the afternoon.

Motion carried.

S. B. No. 3 was read the second time.

Committee report read and adopted.

On motion of Senator Clegg, the Senate resolved itself into a Committee of the Whole.

Senator Clegg introduced Mr. Paul Sjoblom, with the State Forestry and Fire Control Department, who discussed pertinent aspects of *S. B. No. 3*.

On motion of Senator Clegg, the Committee of the Whole was dissolved.

On motion of Senator Lloyd, the Senate adjourned until Wednesday, January 18, 1961, at 10:00 A.M.

TENTH DAY

MORNING SESSION

January 18, 1961

The Senate was called to order at 10:00 A.M. President Waddingham in the chair.

Roll Call – All Senators present.

The Prayer was offered by the Chaplain.

January 18, 1961

Mr. President:

Your Committee on Revision of the Journal respectfully reports that we have read the Journal for the ninth day and find it correct with minor amendments noted on the final copy.

Respectfully,

LUKE CLEGG,

Acting Chairman

Report adopted and filed.

COMMUNICATIONS FROM THE HOUSE

January 17, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *S. J. R. No. 2,* (FIXING COMPENSATION OF OFFICERS AND EMPLOYEES OF THE THIRTY-FOURTH LEGISLATURE OF UTAH), and the same is forwarded herewith for transmission to the Secretary of State.

Respectfully,

T. H. McMULLIN,

Chief Clerk

Communication filed.

S. J. R. No. 2 was sent to the Secretary of State.

COMMUNICATION

The Utah State Legislature received a communication from residents and sportsmen of the State of Utah, protesting any increase in the costs of the Fishing and Hunting Licenses for the residents of the State of Utah, as per the proposal by the Wildlife Federation.

Communication referred to the Fish & Game Commission.

REPORTS OF STANDING COMMITTEES

January 17, 1961

Mr. President:

Your Rules Committee, to which were referred

S. B. No. 55 Education
S. B. No. 56 Education
S. B. No. 57 Education
S. B. No. 58 Business and Commerce
S. B. No. 59 Judiciary
S. B. No. 60 Judiciary
S. B. No. 61 Labor
S. B. No. 64 Education
S. B. No. 65 Judiciary
S. B. No. 66 Public Health and Welfare

reports the same back with a few minor changes assented to by the authors and recommends the same be printed.

Respectfully,

HAVEN J. BARLOW,

Chairman

Report adopted and filed.

The above bills were ordered printed and referred to the committees indicated.

January 17, 1961

Mr. President:

Your Rules Committee, to which were referred

S. B. No. 62 Business and Commerce

S. B. No. 63 Political Subdivisions

S. B. No. 69 Business and Commerce

S. B. No. 70 Fish and Game

S. J. R. No. 6 Revenue and Taxation

reports the same back with a few minor changes assented to by the authors and recommends the same be printed.

Respectfully,

HAVEN J. BARLOW,

Chairman

Report adopted and filed.

The above bills were ordered printed and referred to the committees indicated.

INTRODUCTION OF RESOLUTIONS

S. J. R. No. 8 By Mr. Hunter

A JOINT RESOLUTION PROPOSING TO AMEND ARTICLE XXIII, SECTION 1, OF THE CONSTITUTION OF THE STATE OF UTAH, RELATING TO PUBLICATION OF PROPOSED AMENDMENTS TO THE CONSTITUTION OF THE STATE OF UTAH, was read the first time and referred to the Committee on Rules.

S. J. R. No. 9 By Messrs. Fowles, Miller and Ashton

A JOINT RESOLUTION PROPOSING TO AMEND ARTICLE XIII OF THE CONSTITUTION OF THE STATE OF UTAH BY THE ADDITION OF SECTION 13, PROHIBITING EXPENDITURE OF REVENUE DERIVED FROM GASOLINE, OTHER MOTOR FUEL AND HIGHWAY USER TAXES, FOR PURPOSES UNRELATED TO HIGHWAY USE, was read the first time and referred to the Committe on Rules.

INTRODUCTION OF BILLS

S. B. No. 76 By Messrs. Bullen and Hafen

AN ACT AMENDING SECTIONS 17-23-1, 17-23-4, 17-23-5, 17-23-7, 17-23-9, 17-23-10, AND 21-2-7, UTAH CODE ANNOTATED 1953, RELATING TO FEES, SERVICES AND DUTIES OF COUNTY SURVEY-

ORS, AND REPEALING SECTION 17-23-6, UTAH CODE ANNOTATED, 1953, was read the first time and referred to the Committee on Rules.

S. B. No. 77 By Messrs. Kerr and Grover

AN ACT AMENDING SECTION 17-16-16, UTAH CODE ANNOTATED 1953, RELATING TO TRAVELING EXPENSES OF COUNTY COMMISSIONERS, PROVIDING FOR A RAISE OF SUCH EXPENSE FROM $300.00 TO $500.00, was read the first time and referred to the Committee on Rules.

S. B. No. 78 By Messrs. Memmott, Ashton, Hinton and Hunter

AN ACT AMENDING SECTIONS 58-18-2, 58-18-5, 58-18-7, 58-18-9, 58-18-10, AND 58-18-13, UTAH CODE ANNOTATED, 1953, RELATING TO THE REGISTRATION OF PLUMBERS; PROVIDING FOR CLARIFICATION OF THE QUALIFICATIONS OF JOURNEYMAN AND APPRENTICE PLUMBERS; PROVIDING THAT NO JOURNEYMAN PLUMBER SHALL SUPERVISE MORE THAN ONE APPRENTICE PLUMBER; PROVIDING FOR THE APPOINTMENT OF A PLUMBING INSPECTOR AND DEFINING HIS QUALIFICATIONS, DUTIES, AND PROVIDING FOR HIS COMPENSATION; PROVIDING FOR THE LIMITATION OF THE POWERS OF POLITICAL SUBDIVISIONS WITH RESPECT TO LICENSING OF PLUMBERS; AND PROVIDING FOR REGISTRATION OF APPRENTICES WITH THE U. S. DEPARTMENT OF LABOR, BUREAU OF APPRENTICESHIP, AND THE UTAH STATE APPRENTICESHIP COUNCIL ON JOBS INVOLVING STATE FUNDS, was read the first time and referred to the Committee on Rules.

S. B. No. 79 By Messrs. Hammond and Ashton

AN ACT ESTABLISHING A CAPITOL BUILDING MONUMENT ADVISORY COMMISSION, was read the first time and referred to the Committee on Rules.

S. B. No. 80 By Messrs. Grover and Kerr

AN ACT AMENDING SECTIONS 49-2-1 AND 49-2-2, UTAH CODE ANNOTATED 1953, RELATING TO RETIREMENT AND SICKNESS, HEALTH AND DISABILITY BENEFIT PROGRAMS FOR MUNICIPALITIES AND ENABLING SAID MUNICIPALITIES TO PROVIDE FOR SAID BENEFITS, was read the first time and referred to the Committee on Rules.

S. B. No. 81 By Messrs. Grover and Kerr

AN ACT AMENDING SECTION 10-7-56, UTAH CODE ANNOTATED 1953, RELATING TO THE REPLENISHMENT OF THE SPECIAL IMPROVEMENT GUARANTY FUND OF ANY CITY OR TOWN, DEFINING WHAT CONSTITUTES SURPLUS ACCUMULATIONS THEREIN AND ENABLING MUNICIPALITIES TO TRANSFER SAID SURPLUSES TO THEIR GENERAL FUNDS, was read the first time and referred to the Committee on Rules.

S. B. No. 82 By Messrs. Grover and Kerr

AN ACT AMENDING SECTION 10-11-3, UTAH CODE ANNOTATED 1953, RELATING TO THE POWER OF MUNICIPALITIES THROUGH THEIR INSPECTORS TO REMOVE DELETERIOUS MATERIAL FROM PRIVATE PROPERTY AND TO COLLECT THE COST THEREOF FROM THE OWNERS AND PROVIDING THAT SAID COSTS MAY BE COLLECTED BY SUIT FROM THE PROPERTY OWNER, was read the first time and referred to the Committee on Rules.

S. B. No. 83 By Messrs. Hinton and Hafen

AN ACT AMENDING SECTION 78-51-25, UTAH CODE ANNOTATED, 1953 RELATING TO THE UNAUTHORIZED PRACTICE OF LAW, PROVIDING FOR THE PENALTIES THEREFOR AND THE ENFORCEMENT THEREOF, was read the first time and referred to the Committee on Rules.

S. B. No. 84 By Messrs. Hinton, Fowles and Hafen

AN ACT AMENDING SECTIONS 49-7-2, 49-7-5, AND 49-7-6, UTAH CODE ANNOTATED 1953, AS ENACTED BY CHAPTER 87, LAWS OF UTAH 1957, RELATING TO RETIREMENT BENEFITS PAID TO JUDGES AND THE RECALLING OF RETIRED JUDGES TO SERVE TEMPORARILY, was read the first time and referred to the Committee on Rules.

S. B. No. 85 By Mr. Grover

AN ACT AMENDING SECTION 59-15-4, UTAH CODE ANNOTATED 1953, AS AMENDED BY CHAPTER 113, LAWS OF UTAH 1959, RELATING TO STATE SALES TAX AND AMENDING SECTION 59-16-3, UTAH CODE ANNOTATED 1953, RELATING TO STATE USE TAX AND INCREASING THE RATE OF THE STATE SALES AND USE TAX FROM 2% TO 2½%, was read the first time and referred to the Committee on Rules.

S. B. No. 86 By Messrs. Bullen and Hafen

AN ACT AMENDING SECTION 17-5-21, UTAH CODE ANNOTATED 1953, AS AMENDED BY CHAPTER 27, LAWS OF UTAH 1957, AND 17-16-1, UTAH CODE ANNOTATED 1953, AS AMENDED BY CHAPTER 35, LAWS OF UTAH 1957, RELATING TO THE FILLING OF VACANCIES WHICH OCCUR IN COUNTY OFFICES AND ELIGIBILITY TO HOLD COUNTY OFFICES; AUTHORIZING COUNTIES TO EMPLOY QUALIFIED PERSONS TO ACT AS COUNTY SURVEYOR, was read the first time and referred to the Committee on Rules.

UNFINISHED BUSINESS

S. B. No. 3, being unfinished business, was before the Senate on second reading.

On motion of Senator Hafen, *S. B. No. 3* was amended as follows:

After the word "Governor" on line 9 page 2 insert a comma and the words "with the advice and consent of the senate,".

On line 9 after the word "years" delete the period, insert a comma, and add the following words: "except that initially three members shall be appointed for a term of two years, three members for four years, and four members for six years. All subsequent appointments shall be for a term of six years."

On page 2 line 14 after the word "wool-growers" insert the following word "association."

On motion of Senator Clegg, *S. B. No. 3* was amended as follows:

Strike the words "UTAH CODE" line 4, of title; strike line 5 of the title, strike down to the word "Sections" in line 6. Beginning with the word "Utah" line 7, strike the balance of line 7, all of line 8 and the word "Sections" in line 9. Line 10 of the title, beginning with the word "AS" strike the balance of the title.

Page 1, strike lines 1 to 7 inclusive of the bill. Line 8, change the figure "2" to "1" and strike the words "A new section is encated to read". Line 10, beginning with the word "devise", strike the balance of line 10 and all of lines 11 and 12.

Page 2, line 7, strike the figure "3" and insert the figure "2", and strike the words "A new section is enacted to read:". Line 32, strike the figure "4" and insert the figure "3" and strike the words "A new section is enacted to read:".

Page 3, line 2, strike the words "adequately and efficiently". Line 5, beginning wih the word "who" strike the balance of line 5, and all of lines 6

and 7. Line 26, strike the figure "5" and substitute the figure "4", and strike the words "A new section is enacted to read:".

Page 4, line 5, strike the word "thereby". Line 6, strike the figure "6" and substitute the figure "5" and strike the words "A new section is encated to read:". Line 9, strike the word "hereby", line 10 strike the word "created". Line 24, strike the figure "7" and substitute the figure "6", and strike the words: "A new section is enacted to read:". Line 27, strike the words "by reason of ". Line 28, strike the words "its menace to life and/or property." Line 29, strike the figure "8" and substitute the figure "7", and strike the words "A new section is enacted to read:" Line 33, strike the word "co-operatively".

Page 5, line 10, strike the figure "9" and substitute the figure "8", and strike the words "A new section is enacted to read:". Line 14, strike the word "authorized". Line 29, strike the figure "10" and substitute the figure "9", and strike the words "A new section is enacted to read:"

Page 6, line 11, strike the figure "11" and substitute the figure "10", and strike the words "A new section is enacted to read:". Line 16, strike the word "hereby". Line 24, strike the figure "12" and substitue the figure "11". Strike the words "A new section is enacted to read". Line 27, strike the word "State". Line 30, strike the figure "13" and substitute the figure "12". Strike the words "A new section is enacted to read:"

Page 7, line 33, strike the figure "14" and substitute the figure "13", and strike the words "A new section is enacted to read:".

Page 8, line 4, strike the words "authorized and". Line 16, strike the figure "15" and substitute the figure "14", and strike the words "A new section is enacted to read:". Line 21, strike the figure "16" and substitute the figure "15", and strike the words "A new section is enacted to read:". Line 26, strike the figure "17" and substitute the figure "16", and strike the words "A new section is enacted to read:". Line 32, strike the figure "18" and substitute the figure "17", and strike the words "A new section is enacted to read:".

Page 9, line 3, strike the figure "19" and substitute the figure "18," and strike the words "A new section is enacted to read:" Line 13, strike the figure "20" and substitute the figure "19", and strike the words, "A new section is enacted to read:" Line 29, strike the figure "21" and substitute the figure "20", and strike the words "A new section is enacted to read:"

Page 10, line 3, insert "Section 20, Sections 24-1-1, 24-1-2, 24-1-3, 24-1-4, 24-1-5, 24-1-6, 24-1-7, 24-1-8, 24-1-9, 24-1-10, 24-1-11, 24-1-12, 24-1-13, 24-1-14, 24-1-15, Utah Code Annotated 1953 are repealed."

Upon motion of Senator Grover, *S. B. No. 3* was amended as follows:

Page 9, strike lines 29, 30, 31, 32, and 33. Page 10, strike lines 1 and 2.

On motion of Senator Hafen, *S. B. No. 3* was amended as follows:

At the end of the bill insert "Section 21. This act shall take effect July 1, 1961."

S. B. No. 3 was placed on the Third Reading Calendar on the following roll call:

Yeas, 22; Nays, 2; Absent, 1.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hopkin, Jenkins, Kerr, Lloyd, Memmott, Miller, Schmiett, Sowards, Stacey and Mr. President.

Those voting in the negative were: Senators Hunter and Steen.

Absent and not voting: Senator Mantes.

CONSIDERATION OF BILLS ON THIRD READING

S. B. No. 2 was read the third time.

On motion of Senator Hafen, *S. B. No. 2* was amended as follows:

On page 3, line 5, after the word "employee" the words "who has not retired, but who has 20 years or more of service" were inserted.

On page 3, line 8, after the word "his" the word "beneficiary" was stricken and the words "legal representative" were inserted.

On page 3, line 11, after the word "and" the words "beneficiaries" was stricken and the words "legal representatives" were inserted.

S. B. No. 2 then passed on the following roll call:

Yeas, 23; Nays, 0; Absent, 2.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter, Jenkins, Kerr, Memmott, Miller, Schmiett, Sowards, Stacey, Steen and Mr. President.

Absent and not voting: Senators Lloyd and Mantes.

S. B. No. 2 was transmitted to the House.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 22 was read the second time.

Committee report read and adopted.

On motion of Senator Schmiett, *S. B. No. 22* was amended as follows:

Line 6, strike the word "devise."

S. B. No. 22 was placed on the Third Reading Calendar on the following roll call:

Yeas, 23; Nays, 0; Absent, 2.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Grover, Hafen, Hammond, Hinton, Holman, Hopkin, Jenkins, Kerr, Lloyd, Mantes, Memmott, Miller, Schmiett, Sowards, Stacey, Steen and Mr. President.

Absent and not voting: Senators Fowles and Hunter.

S B. No. 27 was read the second time.

Committee report read and adopted.

S. B. No. 27 was placed on the Third Reading Calendar on the following roll call:

Yeas, 20; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Clegg, Cox, Hafen, Hammond, Hinton, Holman, Hunter, Jenkins, Kerr, Lloyd, Mantes, Memmott, Miller, Sowards, Stacey, Steen and Mr. President.

Absent and not voting: Senators Bullen, Fowles, Grover, Hopkin and Schmiett.

S. B. No. 25 was read the second time.

Committee report read and adopted.

S. B. No. 25 was placed on the Third Reading Calendar on the following roll call:

Yeas, 19; Nays, 0; Absent, 6.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Hammond, Hinton, Holman, Hunter, Kerr, Lloyd, Mantes, Memmott, Schmiett, Sowards, Stacey, Steen and Mr. President.

Absent and not voting: Senators Fowles, Grover, Hafen, Hopkin, Jenkins and Miller.

On motion of Senator Kerr, the Senate recessed until 3:00 P.M.

AFTERNOON SESSION

The Senate re-assembled at 3:00 P.M.

President Waddingham in the chair.

COMMUNICATION

January 17, 1961

Mr. President:

I am directed to inform your Honorable Body that the House did this day adopt the report of the Joint Committee on Rules.

Very truly yours,

T. H. McMULLIN,

Chief Clerk

Communication filed.

REPORTS OF STANDING COMMITTEES

January 17, 1961

Mr. President:

Your Rules Committee, to which were referred

S. B. No. 67 State, Federal and Military Affairs & Civil Defense

S. B. No. 68 State, Federal and Military Affairs & Civil Defense

reports the same back with a few minor changes assented to by the authors and recommends that the Secretary have the same reproduced.

Respectfully,

HAVEN J. BARLOW,

Chairman

Report adopted and filed.

The above bills were referred to the committees indicated.

January 17, 1961

Mr. President:

Your Committee on Education, to which was referred *S. B. No. 53*, by Messrs. Bullen and Holman, has carefully considered said bill and reports the

same out favorably.

Respectfully,

HARVARD R. HINTON,

Report filed. Chairman

S. B. No. 53 was placed on Second Reading Calendar.

INTRODUCTION OF BILLS

S. B. No. 87 By Messrs. Browning and Kerr

AN ACT AMENDING THE CREDIT UNION ACT BY AMENDING SECTIONS 7-9-8, 7-9-10 UTAH CODE ANNOTATED 1953, 7-9-11, 7-9-12, 7-9-13 UTAH CODE ANNOTATED 1953, AS AMENDED BY CHAPTER 9, LAWS OF UTAH 1959, 7-9-14, 7-9-16 UTAH CODE ANNOTATED 1953, 7-9-21, 7-9-22, 7-9-23, UTAH CODE ANNOTATED 1953, AS AMENDED BY CHAPTER 9, LAWS OF UTAH 1959, 7-9-27, UTAH CODE ANNOTATED 1953, AS ENACTED BY CHAPTER 9, LAWS OF UTAH 1959, RELATING TO THE MEETINGS OF CREDIT UNIONS; ELECTION OF BOARD OF DIRECTORS, CREDIT COMMITTEE AND APPOINTMENT OF SUPERVISORY COMMITTEE; TERMS OF OFFICES; POWERS OF EXECUTIVE OFFICERS; CREDIT UNION LOANS; STOCKHOLDERS AND PAYMENT OF SUBSCRIPTIONS; MAXIMUM RATE OF INTEREST; DISSOLUTION AND MERGER OF CREDIT UNION, was read the first time and referred to the Committee on Rules.

On motion of Senator Lloyd, the Senate adjourned until Thursday, January 19, 1961, at 9:00 A.M.

ELEVENTH DAY

MORNING SESSION

January 19, 1961

The Senate was called to order at 9:00 A.M. Senator Cox in the chair.

Roll Call – All Senators present, except Senators Barlow, Grover and Jenkins, and Senator Memmott and President Waddingham, excused.

The Prayer was offered by the Chaplain.

January 19, 1961

Mr. President:

Your Committee on Revision of the Journal respectfully reports that we have read the Journal for the tenth day and find it correct with minor amendments noted on the final copy.

Respectfully,

LUKE CLEGG,

Acting Chairman

Report adopted and filed.

COMMUNICATION

January 16, 1961

The Honorable Thorpe Waddingham
President, Utah State Senate
State Capitol
Salt Lake City, Utah

Dear Sir:

Enclosed herewith is a Resolution on the development of Great Salt Lake adopted by the Salt Lake City Planning Commission on November 10, 1960.

The Planning Commission directed that a copy of this resolution be sent to you, the Governor, the Legislative Council and the Speaker of the House of Representatives.

Respectfully,

VERNON F. JORGENSEN,

Planning Director

Communication referred to the Committee on State, Federal, and Military Affairs and Civil Defense.

INTRODUCTION OF BILLS

S. B. No. 88 By Messrs. Hinton and Ashton

AN ACT AMENDING SECTION 58-9-2, UTAH CODE ANNOTATED 1953, RELATING TO THE REQUIREMENTS OF APPLICANTS FOR AN EMBALMING LICENSE IN THE STATE OF UTAH, was read the first time and referred to the Committee on Rules.

S. B. No. 89 By Messrs. Browning, Fowles and Barlow

AN ACT REGULATING LIFE INSURANCE AND ACCIDENT AND HEALTH INSURANCE SOLD OR PROVIDED IN CONNECTION WITH LOANS OR OTHER CREDIT TRANSACTIONS was read the first time and referred to the Committee on Rules.

S. B. No. 90 By Messrs. Kerr, Sowards and Bullen

AN ACT RATIFYING THE COLUMBIA INTERSTATE COMPACT ENTERED INTO AT SPOKANE, WASHINGTON, ON OCTOBER 3, 1960, BY THOSE STATES OF THE COLUMBIA RIVER BASIN, NAMELY IDAHO, MONTANA, NEVADA, OREGON, UTAH, WASHINGTON, AND WYOMING BY THE REPRESENTATIVES OF THOSE STATES WITH THE APPROVAL OF THE REPRESENTATIVES OF THE UNITED STATES OF AMERICA, was read the first time and referred to the Committee on Rules.

S. B. No. 91 By Messrs. Browning and Barlow

AN ACT AMENDING SECTION 78-3-1 UTAH CODE ANNOTATED 1953, AS AMENDED BY CHAPTER 172, LAWS OF UTAH 1957, PROVIDING FOR THE APPOINTMENT OF AN ADDITIONAL JUDGE IN THE SECOND JUDICIAL DISTRICT, was read the first time and referred to the Committee on Rules.

On motion of Senator Clegg, the Senate recessed until 2:00 P.M.

AFTERNOON SESSION

The Senate re-assembled at 2:00 P.M.

President Waddingham in the chair.

STANDING COMMITTEES

The following standing committee was appointed by President Waddingham, the first Senator named on the committee to be the chairman thereof.

SALARIES

Ernest G. Mantes, Bruce S. Jenkins, Frank C. Memmott, Reed Bullen, Orval Hafen.

REPORTS OF STANDING COMMITTEES

January 18, 1961

Mr. President:

Your Rules Committee, to which were referred

S. B. No. 71	Salaries
S. B. No. 72	Appropriations
S. B. No. 73	Highways
S. B. No. 76	Political Subdivisions
S. B. No. 77	Political Subdivisions
S. B. No. 79	State, Federal & Military Affairs & Civil Defense
S. B. No. 80	Political Subdivisions
S. B. No. 81	Political Subdivisions
S. B. No. 82	Political Subdivisions
S. B. No. 83	Judiciary
S. B. No. 84	Judiciary
S. B. No. 85	Revenue and Taxation
S. B. No. 86	Political Subdivisions
S. J. R. No. 5	State, Federal & Military Affairs & Civil Defense
S. J. R. No. 7	State, Federal & Military Affairs & Civil Defense
S. J. R. No. 9	Revenue and Taxation

reports the same back with a few minor changes assented to by the authors and recommends the same be printed.

Respectfully,

HAVEN J. BARLOW,

Chairman

Report adopted and filed.

The above bills were ordered printed and referred to the committees indicated.

January 19, 1961

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 4*, by Messrs. Jenkins, Lloyd and Hinton, has carefully considered said bill and reports the same out favorably.

Respectfully,

SHERMAN P. LLOYD,
Chairman

Report filed.

S. B. No. 4 was placed on Second Reading Calendar.

January 19, 1961

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 5*, by Messrs. Lloyd, Jenkins and Hinton, has carefully considered said bill and reports the same out favorably.

Respectfully,

SHERMAN P. LLOYD,
Chairman

Report filed.

S. B. No. 5 was placed on the Second Reading Calendar.

January 19, 1961

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 6*, by Messrs. Lloyd, Hinton and Jenkins, has carefully considered said bill and reports the same out favorably.

Respectfully,

SHERMAN P. LLOYD,
Chairman

Report filed.

S. B. No. 6 was placed on the Second Reading Calendar.

January 19, 1961

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 7*, by Messrs. Lloyd, Jenkins and Hinton, has carefully considered said bill and reports the same out favorably.

Respectfully,

SHERMAN P. LLOYD,
Chairman

Report filed.

S. B. No. 7 was placed on the Second Reading Calendar.

January 19, 1961

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 8*, by Messrs. Lloyd, Jenkins and Hinton, has carefully considered said bill and reports the same out favorably.

Respectfully,

SHERMAN P. LLOYD,
Chairman

Report filed.

S. B. No. 8 was placed on the Second Reading Calendar.

January 19, 1961

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 9*, by Messrs. Lloyd, Jenkins and Hinton, has carefully considered said bill and reports the same out favorably.

Respectfully,

SHERMAN P. LLOYD,
Chairman

Report filed.

S. B. No. 9 was placed on the Second Reading Calendar.

January 19, 1961

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 10*, by Messrs. Lloyd, Jenkins and Hinton, has carefully considered said bill and reports the same out favorably.

Respectfully,

SHERMAN P. LLOYD,
Chairman

Report filed.

S. B. No. 10 was placed on the Second Reading Calendar.

January 19, 1961

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 11*, by Messrs. Lloyd, Jenkins and Hinton, has carefully considered said bill and reports the same out favorably.

Respectfully,

SHERMAN P. LLOYD,
Chairman

Report filed.

S. B. No. 11 was placed on the Second Reading Calendar.

January 19, 1961

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 12*, by Messrs. Lloyd, Jenkins and Hinton, has carefully considered said bill and reports the same out favorably.

Respectfully,

SHERMAN P. LLOYD,
Chairman

Report filed.

S. B. No. 12 was placed on the Second Reading Calendar.

January 19, 1961

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 13*, by Messrs. Lloyd, Jenkins and Hinton, has carefully considered said bill and reports the same out favorably.

Respectfully,

SHERMAN P. LLOYD,
Chairman

Report filed.

S. B. No. 13 was placed on the Second Reading Calendar.

January 19, 1961

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 14*, by Messrs. Lloyd, Jenkins and Hinton, has carefully considered said bill and reports the same out favorably.

Respectfully,

SHERMAN P. LLOYD,
Chairman

Report filed.

S. B. No. 14 was placed on the Second Reading Calendar.

CONSIDERATION OF BILLS ON THIRD READING

S. B. No. 3 was read the third time.

S. B. No. 3 then passed on the following roll call:

Yeas, 14; Nays, 7; Absent, 4.

Those voting in the affirmative were: Senators Browning, Bullen, Clegg, Fowles, Hafen, Hammond, Hinton, Hopkin, Jenkins, Kerr, Memmott, Miller, Schmiett, and Sowards.

Those voting in the negative were: Senators Grover, Holman, Lloyd, Mantes, Stacey, Steen and Mr. President.

Absent and not voting: Senators Ashton, Barlow, Cox and Hunter.

S. *B. No. 3* was transmitted to the House.

S. *B. No. 22* was read the third time.

S. *B. No. 22* then passed on the following roll call:

Yeas, 20; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Browning, Bullen, Clegg, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hopkin, Jenkins, Kerr, Mantes, Memmott, Miller, Schmiett, Sowards, Stacey, Steen and Mr. President.

Absent and not voting: Senators Ashton, Barlow, Cox, Hunter and Lloyd.

S. *B. No. 22* was transmitted to the House.

S. *B. No. 27* was read the third time.

S. *B. No. 27* then passed on the following roll call:

Yeas, 18; Nays, 0; Absent, 7.

Those voting in the affirmative were: Senators Browning, Bullen, Clegg, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hopkin, Kerr, Lloyd, Mantes, Memmott, Sowards, Stacey, Steen and Mr. President.

Absent and not voting: Senators Ashton, Barlow, Cox, Hunter, Jenkins, Miller and Schmiett.

S. *B. No. 27* was transmitted to the House.

S. *B. No. 25* was read the third time.

S. *B. No. 25* then passed on the following roll call:

Yeas, 17; Nays, 0; Absent, 8.

Those voting in the affirmative were: Senators Browning, Bullen, Clegg, Grover, Hafen, Hammond, Hinton, Holman, Hopkin, Kerr, Lloyd, Mantes, Memmott, Sowards, Stacey, Steen and Mr. President.

Absent and not voting: Senators Ashton, Barlow, Cox, Fowles, Hunter, Jenkins, Miller and Schmiett.

S. *B. No. 25* was transmitted to the House.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 53 was read the second time.

Committee report read and adopted.

S. B. No. 53 was placed on the Third Reading Calendar on the following roll call:

Yeas, 21; Nays, 1; Absent, 3.

Those voting in the affirmative were: Senators Browning, Bullen, Clegg, Fowles, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter, Jenkins, Kerr, Lloyd, Mantes, Memmott, Miller, Schmiett, Sowards, Stacey, Steen and Mr. President.

Voting in the negative was Senator Grover.

Absent and not voting: Senators Ashton, Barlow and Cox.

Senator Jenkins moved that the President of the Senate be empowered to designate a day in the first or second week of February and that day to be named Repeal-Law Day, at which date, under a suspension of the rules, the entire Senate would devote their efforts to repealing out-dated and ridiculous laws.

On the motion of Senator Grover, the above motion was tabled.

On motion of Senator Jenkins, the Senate recessed for ten minutes.

The Senate re-assembled.

COMMUNICATIONS FROM THE HOUSE

January 19, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, *H. J. R. No. 2*, entitled A RESOLUTION OF CONDOLENCE TO MRS. ALGIE EGGERTSON BALLIF, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,

Chief Clerk

Communication filed.

H. J. R. No. 2 was read the first time.

On motion of Senator Hafen, the rules were suspended and *H. J. R. No. 2* was read the second and third times and placed on its final passage.

H. J. R. No. 2 was passed on the following roll call:

Yeas, 18; Nays, 0; Absent, 7.

Those voting in the affirmative were: Senators Browning, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter, Jenkins, Mantes, Memmott, Schmiett, Stacey, Steen and Mr. President.

Absent and not voting: Senators Ashton, Barlow, Bullen, Kerr, Lloyd, Miller, and Sowards.

H. J. R. No. 2 was returned to the House.

January 19, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, *H. J. R. No. 3*, entitled, CONDOLENCE TO THE FAMILY OF GERTRUDE M. CARTER, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,

Communication filed. Chief Clerk

H. J. R. No. 3 was read the first time.

On motion of Senator Hafen, the rules were suspended and *H. J. R. No. 3* was read the second and third times and placed on its final passage.

H. J. R. No. 3 was passed on the following roll call:

Yeas, 18; Nays, 0; Absent, 7.

Those voting in the affirmative were: Senators Browning, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter, Jenkins, Mantes, Memmott, Schmiett, Stacey, Steen and Mr. President.

Absent and not voting: Senators Ashton, Barlow, Bullen, Kerr, Lloyd, Miller and Sowards.

H. J. R. No. 3 was returned to the House.

January 19, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, *H. J. R. No. 4*, entitled, A RESO-

LUTION OF CONDOLENCE TO MRS. FAYE B. FANNING, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,

Chief Clerk

Communication filed.

H. J. R. No. 4 was read the first time.

On motion of Senator Hafen, the rules were suspended and *H. J. R. No. 4* was read the second and third times and placed on its final passage.

H. J. R. No. 4 was passed on the following roll call:

Yeas, 18; Nays, 0; Absent, 7.

Those voting in the affirmative were: Senators Browning, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter, Jenkins, Mantes, Memmott, Schmiett, Stacey, Steen and Mr. President.

Absent and not voting: Senators Ashton, Barlow, Bullen, Kerr, Lloyd, Miller and Sowards.

H. J. R. No. 4 was returned to the House.

January 19, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, *H. J. R. No. 5*, entitled, A RESOLUTION OF CONDOLENCE TO THE FAMILY OF MARRINER CAMPBELL ECCLES, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,

Chief Clerk

Communication filed.

H. J. R .No. 5 was read the first time.

On motion of Senator Hafen, the rules were suspended and *H. J. R. No. 5* was read the second and third times and placed on its final passage.

H. J. R. No. 5 was passed on the following roll call:

Yeas, 18; Nays, 0; Absent, 7.

Those voting in the affirmative were: Senators Browning, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter, Jenkins, Mantes, Memmott, Schmiett, Stacey, Steen and Mr. President.

Absent and not voting: Senators Ashton, Barlow, Bullen, Kerr, Lloyd, Miller and Sowards.

H. J. R. No. 5 was returned to the House.

January 19, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 5*, BEQUEST UNDER TRUSTS, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,

Chief Clerk

Communication filed.

H. B. No. 5 was read the first time and referred to the Committee on Judiciary.

Upon motion of Senator Lloyd, the rules were suspended and the Senate proceeded to the consideration of bills on the Second Reading Calendar.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 4 was read the second time.

Committee report read and adopted.

On motion of Senator Grover, the Senate resolved itself into a Committee of the Whole.

D. Howe Moffat appeared before the Committee of the Whole.

On motion of Senator Grover, the Committee of the Whole was dissolved.

S. B. No. 4 was placed on the Third Reading Calendar on the following roll call:

Yeas, 19; Nays, 0; Absent, 6.

Those voting in the affirmative were: Senators Browning, Bullen, Clegg, Grover, Hafen, Hammond, Hinton, Holman, Hunter, Jenkins, Kerr, Lloyd, Mantes, Miller, Schmiett, Sowards, Stacey, Steen and Mr. President.

Absent and not voting: Senators Ashton, Barlow, Cox, Fowles, Hopkin and Memmott.

On motion of Senator Grover, the Senate adjourned until Friday, January 20, 1961, at 9:00 A.M.

TWELFTH DAY

MORNING SESSION

January 20, 1961

The Senate was called to order at 9:00 A.M. President Waddingham in the chair.

Roll Call – All Senators present, except Senators Barlow, Fowles, Grover and Hinton, all excused.

The Prayer was offered by the Chaplain.

January 20, 1961

Mr. President:

Your Committee on Revision of the Journal respectfully reports that we have read the Journal for the eleventh day and find it correct with minor amendments noted on the final copy.

Respectfully,

LUKE CLEGG,

Report adopted and filed. Chairman

COMMUNICATIONS FROM THE HOUSE

January 19, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 6*, entitled, PERPETUITIES OF RETIREMENT AND PENSION FUNDS, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,

Communication filed. Chief Clerk

H. B. No. 6 was read the first time and referred to the Committee on Judiciary.

REPORTS OF STANDING COMMITTEES

January 19, 1961

Mr. President:

Your Rules Committee, to which were referred

S. B. No. 74	Highways and Aeronautics
S. B. No. 75	State, Federal and Military Affairs
S. B. No. 78	Labor
S. B. No. 87	Business and Commerce
S. B. No. 88	Industry
S. B. No. 89	Business and Commerce
S. B. No. 90	State, Federal and Military Affairs
S. B. No. 91	Judiciary
S. J. R. No. 8	Judiciary

reports the same back with a few minor changes assented to by the authors and recommends the same be printed.

Respectfully,

HAVEN J. BARLOW,

Committee report read and adopted. Chairman

The above bills were ordered printed and referred to the committees indicated.

The President appointed Senators Sowards, Ashton and Hammond to read and revise the Journal for the two weeks commencing January 23, 1961.

PRESENTATION OF RESOLUTIONS

S. J. R. No. 10 By Messrs. Fowles, Clegg and Lloyd

A JOINT RESOLUTION CREATING AN INTERIM INSURANCE COMMITTEE; PRESCRIBING THE MEMBERSHIP AND DUTIES THEREOF, AUTHORIZING THE COMMITTEE TO HOLD HEARINGS, MAKE RESEARCH AND INVESTIGATION OF INSURANCE LAWS OF OTHER STATES, AND THE UNITED STATES, AND TO COMPILE AND SUBMIT ITS REPORT TO THE GOVERNOR AND THE THIRTY-FIFTH LEGISLAURE, was read the first time and referred to the Committee on Rules.

INTRODUCTION OF BILLS

S. B. No. 92 By Messrs. Steen and Lloyd

AN ACT WITHDRAWING CERTAIN STATE LANDS FROM OIL AND GAS LEASING, was read the first time and referred to the Committee on Rules.

S. B. No. 93 By Mr. Barlow

AN ACT AMENDING SECTION 76-53-1, UTAH CODE ANNOTATED 1953, RELATING TO THE CRIME OF POLYGAMY AND MAKING CRIMINAL THE ACTION OF WOMEN ENTERING INTO POLYGAMOUS MARRIAGES, was read the first time and referred to the Committtee on Rules.

S. B. No. 94 By Messrs. Memmott and Hunter

AN ACT RELATING TO DISSEMINATION BY CREDIT REPORTING SERVICES OF CREDIT INFORMATION; PROVIDING CREDIT SUBJECTS WITH RIGHT TO INSPECT CREDIT FILES AND TO MAKE STATEMENTS FOR INCLUSION IN CREDIT REPORTS; REQUIRING NOTICE TO CREDIT SUBJECT OF DISSEMINATION; RELIEVING CREDIT SUBJECT OF BURDEN OF PROVING MALICE IN ANY SUBSEQUENT ACTION FOR DEFAMATION WHERE THIS ACT NOT COMPLIED WITH, was read the first time and referred to the Committee on Rules.

S. B. No. 95 By Mr. Schmiett

AN ACT AMENDING SECTION 40-6-14, UTAH CODE ANNOTATED 1953, AS ENACTED BY CHAPTER 65, LAWS OF UTAH, 1955, RELATING TO THE OIL AND GAS CONSERVATION FUND; PROVIDING THAT THE OIL AND GAS CONSERVATION COMMISSION MAY LEVY A CHARGE NOT TO EXCEED TWO MILLS ON THE MARKET VALUE OF OIL AND GAS PRODUCED TO PAY ITS EXPENSES, was read the first time and referred to the Committee on Rules.

S. B. No. 96 By Messrs. Fowles and Browning

AN ACT AMENDING SECTION 32-4-12, UTAH CODE ANNOTATED 1953, DELETING THE REQUIREMENT THAT THE PERCENTAGE OF ALCOHOL BE SHOWN ON THE LABEL OF ALL BEER MANUFACTURD OR IMPORTED FOR SALE IN UTAH, was read the first time and referred to the Committee on Rules.

S. B. No. 97 By Messrs. Clegg and Hafen

AN ACT AMENDING SECTION 53-3-1, UTAH CODE ANNOTATED, 1953, RELATING TO APPOINTMENT OF STATE SUPERINTENDENT—1953, RELATING TO APPOINTMENT OF STATE SUPERINTENDENT, was read the first time and referred to the Committee on Rules.

S. B. No. 98 By Messrs. Clegg and Hafen

AN ACT AMENDING SECTION 53-2-8, UTAH CODE ANNOTATED, 1953, AS AMENDED BY CHAPTER 77, LAWS OF UTAH 1959, RELATING TO CHAIRMAN AND OTHER OFFICERS OF THE BOARD, AND AUTHORIZING SALARY OF STATE SUPERINTENDENT OF PUBLIC INSTRUCTION, was read the first time and referred to the Committee on Rules.

S. B. No. 99 By Messrs. Hunter and Steen

AN ACT AMENDING SECTION 59-15-4, UTAH CODE ANNOTATED 1953, AS AMENDED BY CHAPTER 113, LAWS OF UTAH 1959, RELATING TO SALES TAX; PROVIDING FOR CERTAIN EXEMPTIONS, was read the first time and referred to the Committee on Rules.

S. B. No. 100 By Mr. Grover

AN ACT RELATING TO SESSIONS OF THE LEGISLATURE; PROVIDING THAT THE LEGISLATURE SHALL MEET IN SESSION FOR SIXTY DAYS, EXCLUDING SATURDAYS, SUNDAYS, AND LEGAL HOLIDAYS, was read the first time and referred to the Committee on Rules.

S. B. No. 101 By Messrs. Hafen and Hunter

AN ACT AMENDING SECTION 58-23-11, UTAH CODE ANNOTATED 1953, AS ENACTED BY CHAPTER 115, LAWS OF UTAH 1957, RELATING TO CONTRACTORS; PROVIDING FOR THE ISSUANCE OF ADDITIONAL SPECIALTY CONTRACTORS' LICENSES FOR A FEE OF $2.00 EACH, was read the first time and referred to the Committee on Rules.

S. B. No. 102 By Messrs. Hopkin and Sowards

AN ACT TO REGULATE THE PRACTICE OF VETERINARY MEDICINE, SURGERY AND DENTISTRY, PROVIDING FOR THE LICENSING OF QUALIFIED PERSONS AS VETERINARIANS, AND THE ISSUING OF TEMPORARY PERMITS; SETTING FORTH THE REQUIREMENTS AND QUALIFICATIONS FOR LICENSING; DEFINING THE TERMS, "PRACTICING VETERINARY MEDICINE, SURGERY AND

DENTISTRY," AND "UNPROFESSIONAL CONDUCT"; ENUMERATING THOSE PERSONS EXEMPT FROM THE ACT; AUTHORIZING THE ADOPTION OF RULES AND REGULATIONS BY THE REPRESENTATIVE COMMITTEE; PROVIDING FOR THE ENFORCEMENT OF THE ACT AND PENALTIES FOR ITS VIOLATION; DESIGNATING THIS ACT AS CHAPTER 28, TITLE 58, UTAH CODE ANNOTATED 1953, AS AMENDED; AND REPEALING CHAPTER 21, TITLE 58, UTAH CODE ANNOTATED, 1953, was read the first time and referred to the Committee on Rules.

S. B. No. 103 By Messrs. Sowards and Stacey

AN ACT AMENDING SECTION 40-6-5, UTAH CODE ANNOTATED 1953, AS ENACTED BY CHAPTER 65, LAWS OF UTAH 1955, GRANTING AUTHORITY TO THE OIL AND GAS CONSERVATION COMMISSION TO REGULATE THE UNDERGROUND STORAGE OF OIL AND GAS AND THE INJECTION OR WITHDRAWAL OF WATER FROM ANY UNDERGROUND NATURAL OR STORAGE OIL OR GAS RESERVOIR, was read the first time and referred to the Committee on Rules.

S. B. No. 104 By. Mr. Jenkins

AN ACT GRANTING THE STATE LAND BOARD SPECIAL POWERS IN LEASING AND ADMINISTERING LANDS ACQUIRED BY THE STATE SUBJECT TO FEDERAL MINERAL LEASES OR PERMITS, was read the first time and referred to the Committee on Rules.

CONSIDERATION OF BILLS ON THIRD READING

S. B. No. 53 was read the third time.

S. B. No. 53 then passed on the following roll call:

Yeas, 17; Nays, 3; Absent, 5.

Those voting in the affirmative were: Senators Ashton, Bullen, Clegg, Hafen, Hammond, Holman, Hopkin, Hunter, Jenkins, Kerr, Mantes, Memmott, Miller, Schmiett, Sowards, Stacey and Steen.

Those voting the negative were: Senators Browning, Cox (explained vote), and Mr. President (explained vote).

Absent and not voting: Senators Barlow, Fowles, Grover, Hinton and Lloyd.

S. B. No. 53 was transmitted to the House.

S. B. No. 4 was read the third time.

S. B. No. 4 then passed on the following roll call:

Yeas, 21; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Ashton, Browning, Bullen, Clegg (explained vote), Cox, Hafen, Hammond, Holman, Hopkin, Hunter, Jenkins, Kerr, Lloyd, Mantes, Memmott, Miller, Schmiett, Sowards, Stacey, Steen and Mr. President.

Absent and not voting: Senators Barlow, Fowles, Grover and Hinton.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 5 was read the second time.

Committee report read and adopted.

On motion of Senator Kerr, the Senate recessed until 2:00 P.M.

AFTERNOON SESSION

The Senate re-assembled at 2:00 P.M.

President Waddingham in the chair.

Upon the motion of Senator Fowles, the Senate voted to direct a letter to Mr. George Hatch of Channel 2, KUTV, in appreciation of his directing the installation of a color television set in the Senate Chamber on January 20, 1961, that the Senators might enjoy the Presidential Inauguration.

COMMUNICATIONS FROM THE HOUSE

January 20, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, *H. J. R. No. 7*, entitled, A RESOLUTION OF CONDOLENCE TO LELAND W. REDD IN THE LOSS

OF HIS WIFE, ALICE H. REDD, and the same is returned herewith for your further action.

Respectfully,

T. H. McMULLIN,

Chief Clerk

Communication filed.

H. J. R. No. 7 was read the first time and referred to the Committee on Judiciary.

COMMUNICATIONS

The President announced that the Senate was in receipt of sixty-five communications from the Board of Examiners pertaining to claims against the State of Utah; that the Board of Examiners had recommended some favorable, that some be denied, and some without any recommendation whatsoever.

Upon motion of Senator Hopkin, the Secretary was directed to return all the claims to the Board of Examiners with the request that all claims to be submitted to the Legislature have with them a determination as to whether or not the claim should be allowed.

REPORTS OF STANDING COMMITTEES

January 20, 1961

Mr. President:

Your Committee on State, Federal & Military Affairs & Civil Defense, to which was referred *S. J. R. No. 3*, by Messrs. Lloyd, Cox and Schmiett, has carefully considered said bill and reports the same out favorably.

Respectfully,

BRUCE S. JENKINS,

Chairman

Report filed.

S. J. R. No. 3 was placed on the Second Reading Calendar.

January 20, 1961

Mr. President:

Your Committee on State, Federal & Military Affairs & Civil Defense, to which was referred *S. B. No. 24*, by Messrs. Cox and Lloyd, has carefully

considered said bill and reports the same out favorably.

Respectfully,

BRUCE S. JENKINS,

Chairman

Report filed.

S. B. No. 24 was placed on the Second Reading Calendar.

PRESENTATION OF RESOLUTIONS

S. J. R. No. 11 By Messrs. Jenkins, Miller and Browning

A JOINT RESOLUTION MEMORIALIZING THE CONGRESS OF THE UNITED STATES TO PROVIDE A NATIONAL CEMETERY IN THE STATE OF UTAH FOR THE BURIAL OF HONORABLY DISCHARGED VETERANS AND DECEASED MEMBERS OF THE ARMED FORCES, was read the first time and referred to the Committee on Rules.

INTRODUCTION OF BILLS

S. B. No. 105 By Messrs. Hafen, Ashton and Hammond

AN ACT CREATING AND ESTABLISHING THE UTAH COUNCIL ON CHILDREN AND YOUTH, PROVIDING FOR THE MEMBERSHIP THEREOF, DESCRIBING THE OBJECTS AND PURPOSES OF SUCH COUNCIL AND DEFINING ITS FUNCTION, POWERS AND DUTIES, was read the first time and referred to the Committee on Rules.

S. B. No. 106 By Messrs. Stacey and Sowards

AN ACT AMENDING SECTION 40-6-5, UTAH CODE ANNOTATED 1953, AS ENACTED BY CHAPTER 65, LAWS OF UTAH 1955, PREVENTING ANY ADVANTAGE BEING GAINED IN THE LENGTH OF TIME FOR WHICH A WELL LOG WILL BE HELD CONFIDENTIAL BY FAILURE TO FILE ON THE DATE REQUIRED BY THE COMMISSION AND TO AUTHORIZE THE COMMISSION TO PROTECT AND CONSERVE OTHER MINERAL RESOURCES OF THE STATE BY REGULATING THE DRILLING, CASING, AND PLUGGING OF WELLS, was read the first time and referred to the Committee on Rules.

S. B. No. 107 By Messrs. Stacey and Sowards

AN ACT AMENDING SECTION 40-6-6, UTAH CODE ANNOTATED 1953, AS ENACTED BY CHAPTER 65, LAWS OF UTAH 1955, GRANT-

ING AUTHORITY TO THE OIL AND GAS CONSERVATION COMMISSION TO ESTABLISH DRILLING UNITS, was read the first time and referred to the Committee on Rules.

UNFINISHED BUSINESS

S. B. No. 5, being Unfinished Business, was before the Senate.

Upon the motion of Senator Grover, the rules were suspended and *S. B. No. 5* was read the third time and placed on its final passage.

S. B. No. 5 then passed on the following roll call:

Yeas, 21; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Ashton, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Jenkins, Lloyd, Mantes, Memmott, Miller, Schmiett, Sowards, Stacey, Steen and Mr. President.

Absent and not voting: Senators Barlow, Hopkin, Hunter and Kerr.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 6 was read the second time.

Committee report read and adopted.

Upon motion of Senator Grover, the rules were suspended and *S. B. No. 6* was read the third time and placed on its final passage.

S. B. No. 6 then passed on the following roll call:

Yeas, 20; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Ashton, Browning, Bullen, Clegg, Cox, Grover, Hafen, Hammond, Hinton, Holman, Jenkins, Lloyd, Mantes, Memmott, Miller, Schmiett, Sowards, Stacey, Steen and Mr. President.

Absent and not voting: Senators Barlow, Fowles, Hopkin, Hunter and Kerr.

S. B. No. 7 was read the second time.

Committee report read and adopted.

Upon the motion of Senator Grover, the rules were suspended and S. *B. No. 7* was read the third time and placed on its final passage.

S. *B. No. 7* then passed on the following roll call:

Yeas, 21; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Ashton, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Jenkins, Lloyd, Mantes, Memmott, Miller, Schmiett, Sowards, Stacey, Steen and Mr. President.

Absent and not voting: Senators Barlow, Hopkin, Hunter and Kerr.

S. *B. No. 8* was read the second time.

Committee report read and adopted.

Upon the motion of Senator Grover, the rules were suspended and S. *B. No. 8* was read the third time and placed on its final passage.

S. *B. No. 8* then passed on the following roll call:

Yeas, 20; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Ashton, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Jenkins, Lloyd, Mantes, Memmott, Miller, Schmiett, Sowards, Stacey, Steen and Mr. President.

Absent and not voting: Senators: Barlow, Browning, Hopkin, Hunter and Kerr.

S. *B. No. 9* was read the second time.

Committee report read and adopted.

Upon the motion of Senator Grover, the rules were suspended and S. *B. No. 9* was read the third time and placed on its final passage.

S. *B. No. 9* then passed on the following roll call:

Yeas, 20; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Grover, Hafen, Hammond, Hinton, Holman, Hopkin, Jenkins, Lloyd, Mantes, Miller, Schmiett, Sowards, Stacey and Mr. President.

Absent and not voting: Senators Fowles, Hunter, Kerr, Memmott and Steen.

S. B. No. 10 was read the second time.

Committee report read and adopted.

Upon the motion of Senator Grover, the rules were suspended and *S. B. No. 10* was read the third time and placed on its final passage.

S. B. No. 10 then passed on the following roll call:

Yeas, 19; Nays, 0; Absent, 6.

Those voting in the affirmative were: Senators Ashton, Browning, Bullen, Clegg, Cox, Grover, Hafen, Hammond, Hinton, Holman, Hopkin, Jenkins, Lloyd, Mantes, Miller, Schmiett, Sowards, Stacey and Mr. President.

Absent and not voting: Senators Barlow, Fowles, Hunter, Kerr, Memmott and Steen.

S. B. No. 11 was read the second time.

Committee report read and adopted.

Upon the motion of Senator Grover, the rules were suspended and *S. B. No. 11* was read the third time and placed on its final passage.

S. B. No. 11 then passed on the following roll call:

Yeas, 20; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Jenkins, Lloyd, Mantes, Miller, Schmiett, Sowards, Stacey and Mr. President.

Absent and not voting: Senators Hopkin, Hunter, Kerr, Memmott and Steen.

S. B. No. 12 was read the second time.

Committee report read and adopted.

Upon the motion of Senator Grover, the rules were suspended and *S. B. No. 12* was read the third time and placed on its final passage.

S. B. No. 12 then passed on the following roll call:

Yeas, 20; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Hopkin, Jenkins, Lloyd, Mantes, Miller, Schmiett, Sowards, Stacey and Mr. President.

Absent and not voting: Senators Holman, Hunter, Kerr, Memmott and Steen.

S. B. No. 13 was read the second time.

Committee report read and adopted.

Upon motion of Senator Hafen, *S. B. No. 13* was amended as follows:

On line 3, after the word "corporation", insert "except savings and loan or building and loan associations".

Upon the motion of Senator Grover, the rules were suspended and *S. B. No. 13* was read the third time and placed on its final passage.

S. B. No. 13 then passed on the following roll call:

Yeas, 20; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Hopkin, Jenkins, Lloyd, Mantes, Miller, Schmiett, Sowards, Stacey and Mr. President.

Absent and not voting: Senators Holman, Hunter, Kerr, Memmott and Steen.

Senator Lloyd gave notice that he might on the next legislative day move for reconsideration of *Senate Bills Nos. 4* through *13*, inclusive.

S. B. No. 14 was read the second time.

Committee report read and adopted.

Upon the motion of Senator Grover, *S. B. No. 14* was read the third time and placed on its final passage.

Upon the motion of Senator Cox, the Senate adjourned until Monday, January 23, 1961, at 9:00 A.M.

FIFTEENTH DAY

MORNING SESSION

January 23, 1961

The Senate was called to order at 9:00 A.M. President Waddingham in the chair.

Roll Call – All Senators present, except Senators Bullen, Hopkin, Kerr, Miller and Steen, and Senator Barlow, excused.

The Prayer was offered by the Chaplain.

January 23, 1961

Mr. President:

Your Committee on Revision of the Journal respectfully reports that we have read the Journal for the twelfth day and find it correct with minor amendments noted on the final copy.

Respectfully,

HARVARD R. HINTON,

Chairman

Report adopted and filed.

COMMUNICATIONS FROM THE HOUSE

January 20, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 10,* entitled, COMMERCIAL FLIGHT OPERATORS, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,

Chief Clerk

Communication filed.

H. B. No. 10 was read the first time and referred to the Committee on Highways and Aeronautics.

On motion of Senator Fowles, the Senate recessed until 2:00 P.M.

AFTERNOON SESSION

The Senate re-assembled at 2:00 P.M.

President Waddingham in the chair.

COMMUNICATIONS FROM THE HOUSE

January 20, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 18*, by Mr. Sheffield, entitled, CONTRACTOR'S BONDS, REASONABLE ATTORNEY FEE, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,

Chief Clerk

Communication filed.

H. B. No. 18 was read the first time and referred to the Committee on Judiciary.

January 20, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 9*, entitled, AERONAUTICAL REGULATORY ACT, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,

Chief Clerk

Communication filed.

H. B. No. 9 was read the first time and referred to the Committee on Highways and Aeronautics.

REPORTS OF STANDING COMMITTEES

January 23, 1961

Mr. President:

Your Rules Committee, to which were referred

S. B. No. 92 Industry

S. B. No. 93 Judiciary

S. B. No. 94 Business and Commerce

S. B. No. 95 Industry

S. B. No. 96 Business and Commerce

S. B. No. 97 Education

S. B. No. 98	Education
S. B. No. 99	Revenue and Taxation
S. B. No. 100	State, Federal & Military Affairs & Civil Defense
S. B. No. 101	Industry
S. B. No. 102	Agriculture and Irrigation
S. B. No. 103	Industry
S. B. No. 104	State, Federal & Military Affairs & Civil Defense
S. B. No. 105	Public Health, Welfare and Institutions
S. B. No. 106	Industry
S. B. No. 107	Industry
S. J. R. No. 10	State, Federal & Military Affairs & Civil Defense
S. J. R. No. 11	State, Federal & Military Affairs & Civil Defense

reports the same back with a few minor changes assented to by the authors and recommends the same be printed.

Respectfully,

HAVEN J. BARLOW,

Chairman

Report adopted and filed.

The above bills were ordered printed and referred to the committees indicated.

January 23, 1961

Mr. President:

Your Committee on Education, to which was referred *S. B. No. 56*, by Messrs. Barlow and Steen, has carefully considered said bill and reports the same out favorably.

Respectfully,

HARVARD R. HINTON,

Chairman

Report filed.

S. B. No. 56 was placed on the Second Reading Calendar.

January 23, 1961

Mr. President:

Your Committee on Education, to which was referred *S. B. No. 57*, by

Messrs. Barlow and Steen, has carefully considered said bill and reports the same out favorably.

Respectfully,

HARVARD R. HINTON,

Report filed. Chairman

S. B. No. 57 was placed on the Second Reading Calendar.

January 23, 1961

Mr. President:

Your Committee on Education, to which was referred *S. B. No. 64*, by Mr. Hunter, has carefully considered said bill and reports the same out favorably.

Respectfully,

HARVARD R. HINTON,

Report filed. Chairman

S. B. No. 64 was placed on the Second Reading Calendar.

January 23, 1961

Mr. President:

Your Committee on Education, to which was referred *S. B. No. 55*, by Messrs. Barlow and Steen, has carefully considered said bill and reports the same out favorably.

Respectfully,

HARVARD R. HINTON,

Report filed. Chairman

S. B. No. 55 was placed on the Second Reading Colendar.

January 23, 1961

Mr. President:

Your Committee on State, Federal Affairs, to which was referred *S. B. No. 31*, by Messrs. Kerr and Schmiett, has carefully considered said bill and reports the same out favorably.

Respectfully,

BRUCE S. JENKINS,

Report filed. Chairman

S. B. No. 31 was placed on the Second Reading Calendar.

January 23, 1961

Mr. President:

Your Committee on State, Federal Affairs, to which was referred *S. B. No. 79*, by Messrs. Hammond and Ashton, has carefully considered said bill and reports the same out favorably.

Respectfully,

BRUCE S. JENKINS,
Chairman

Report filed.

S. B. No. 79 was placed on the Second Reading Calendar.

January 23, 1961

Mr. President:

Your Committee on Fish and Game, to which was referred *S. B. No. 20*, by Mr. Hunter, has carefully considered said bill and reports the same out favorably.

Respectfully,

FRANK C. MEMMOTT,
Chairman

Report filed.

S. B. No. 20 was placed on the Second Reading Calendar.

January 23, 1961

Mr. President:

Your Committee on Business and Commerce, to which was referred *S. B. No. 39*, by Messrs. Miller, Kerr and Mantes, has carefully considered said bill and reports the same out favorably.

Respectfully,

ERNEST G. MANTES,
Chairman

Report filed.

S. B. No. 39 was placed on the Second Reading Calendar.

January 23, 1961

Mr. President:

Your Committee on Business and Commerce, to which was referred *S. B. No. 40*, by Messrs. Miller, Kerr and Mantes, has carefully considered said bill and reports the same out favorably.

Respectfully,

ERNEST G. MANTES,
Chairman

Report filed.

S. B. No. 40 was placed on the Second Reading Calendar.

January 23, 1961

Mr. President:

Your Committee on Business and Commerce, to which was referred *S. B. No. 45*, by Messrs. Hinton and Hafen, has carefully considered said bill and reports the same out favorably.

Respectfully,

ERNEST G. MANTES,
Chairman

Report filed.

S. B. No. 45 was placed on the Second Reading Calendar.

January 23, 1961

Mr. President:

Your Committee on Business and Commerce, to which was referred *S. B. No. 62*, by Messrs. Hunter, Stacey and Cox, has carefully considered said bill and reports the same out favorably.

Respectfully,

ERNEST G. MANTES,
Chairman

Report filed.

S. B. No. 62 was placed on the Second Reading Calendar.

INTRODUCTION OF BILLS

S. B. No. 108 By Messrs. Fowles, Memmott and Clegg

AN ACT AMENDING SECTION 32-2-2, UTAH CODE ANNOTATED 1953, AS AMENDED BY CHAPTER 59, LAWS OF UTAH 1957, PROVIDING FOR A "TEMPORARY TOURIST PERMIT," was read the first time and referred to the Committee on Rules.

S. B. No. 109 By Messrs. Browning, Grover and Jenkins

AN ACT APPROPRIATING $865,000.00 TO THE PUBLIC WELFARE COMMISSION TO CARRY OUT ITS DUTIES RELATING TO SECTION 55-10-49, UTAH CODE ANNOTATED 1953, AS AMENDED BY LAWS OF UTAH 1961, RELATING TO DETENTION CARE FOR CHILDREN, was read the first time and referred to the Committee on Rules.

S. B. No. 110 By Messrs. Fowles and Clegg

AN ACT AMENDING SECTION 32-1-6, UTAH CODE ANNOTATED 1953, AS AMENDED BY CHAPTER 52, LAWS OF UTAH 1953, RELAT-

ING TO POWERS AND DUTIES OF THE LIQUOR CONTROL COMMISSION; PROVIDING FOR SALE OF LIQUORS TO MILITARY AGENCIES AT DISCOUNT RATE, was read the first time and referred to the Committee on Rules.

UNFINISHED BUSINESS

S. B. No. 14, being unfinished business, was before the Senate.

S. B. No. 14 then passed on the following roll call:

Yeas, 21; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter, Jenkins, Lloyd, Mantes, Memmott, Miller, Stacey, Steen and Mr. President.

Absent and not voting: Senators Bullen, Kerr, Schmiett and Sowards.

CONSIDERATION OF BILLS ON SECOND READING

S. J. R. No. 3 was read the second time.

Committee report read and adopted.

S. J. R. No. 3 was placed on the Third Reading Calendar on the following roll call:

Yeas, 19; Nays, 6; Absent, 0.

Those voting in the affirmative were: Senators Barlow, Browning, Bullen, Cox, Grover, Hafen, Hammond, Hinton, Holman, Jenkins, Kerr, Lloyd, Mantes, Memmott, Miller, Schimett, Sowards, Steen and Mr. President.

Those voting in the negative were: Senators Ashton, Clegg, Fowles, Hopkin, Hunter and Stacey.

S. B. No. 24 was read the second time.

Committee report read and adopted.

On motion of Senator Lloyd, *S. B. No. 24* was amended as follows:

On page 1, line 20, strike the last word "delegate" and insert "member of the council" in lieu thereof.

On page 3, line 22, following the word "pay" delete the period, insert a comma, and insert the following words: "but shall receive actual and necessary expenses in attending meetings."

S. B. No. 24 was then placed on the Third Reading Calendar on the following roll call:

Yeas, 21; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Hafen, Hammond, Hinton, Holman, Hopkin, Jenkins, Kerr, Lloyd, Memmott, Schmiett, Sowards, Stacey, Steen and Mr. President.

Absent and not voting: Senators Grover, Hunter, Mantes and Miller.

Upon the motion of Senator Cox, the Senate recessed for 10 minutes.

The Senate re-assembled.

Senator Lloyd moved that the Senate reconsider its action on *Senate Bills 4* through *14*, inclusive.

Upon motion of Senator Jenkins, Senator's Lloyd motion was laid on the table.

Upon the motion of Senator Hopkins, President Waddingham appointed a committee of three consisting of Senators Browning, Steen, and Grover to study the advisability of moving to a different site the old City and County Building.

Senator Hopkin announced the appointment of the following sub-committee assignments of the Appropriation Committee:

SUB-COMMITTEE ASSIGNMENTS

University of Utah (Including Medical School)	R. LaVaun Cox
Geological Survey and Carbon College)	Carl H. Taylor
Utah State University (including experiment station, extension division, C. S. U. & Snow)	Sterling Evans
Weber College	
Roosevelt College	
Salt Lake Trade Technical Institution	
Central Utah Vocation School	
Coordinating Council, Higher Education	

Interstate Commission, Higher Education

State Board of Education (Including Departments).....Bennie Schmiett
Deaf and Blind Schools Della Loveridge
Adult Blind Commission Ross C. Bowen
Vocational Rehabilitation
Vocational Education
Tourist and Publicity
Parks and Recreation (Including Divisions)
Land Board

Public Welfare Commission (Including Divisions).....Kleon Kerr
Juvenile Courts Elizabeth Vance
Industrial School Francis Lundell
Training School
State Hospital
T.B. Hospital
Day Care Centers
Children's Aid Society
Neighborhood House
Children's Service Society

State Road Commission .....Sherman Lloyd
Aeronautics Commission Richard V. Evans
State Building Board G. D. Taylor
Legislature
Legislative Council

State Engineer .....Charles R. Hunter
Water and Power Board Loren Squire
Agriculture Department
Forestry and Fire Control
Livestock Shows
Fair Board
Fish and Game

Public Safety Department ..... Marvin J. Ashton

(Including Highway Patrol, Checking Stations, Driver License, Criminal Identification, Fine Responsibility, Civil Service, Safety Education) James Brusatto, Evan H. Mickelson

Board of Corrections (Including Prison, Adult Probation and Parole, Board of Pardons)

Adjutant General (Including National Guard and Armories)

Council of Defense

Finance Department ..... Clyde L. Miller

(Including State Insurance fund, School Retirement, District Courts, Social Security, and other misc.) Franklin Gunnell, Cliff N. Memmott

Governor (including Division)

Secretary of State (including Divisions)

Board of Examiners

Attorney General

State Auditor

State Treasurer

Industrial Commission ..... Ernest G. Mantes

(Including apprenticeship council) Ralph Sheffield

Business Regulation (All Divisions)

Insurance Department

Banking Department

Tax Commission

Supreme Court

Boxing Commission

Board of Health ..... Frank M. Browning

(Including Water Polution and Crippled Children's Hospital) Robert F. Clyde

Alcoholism Board

Liquor Control

Historical Society (Including Archives)

State Library

Institute of Fine Arts

Special Claims .....Bruce Jenkins

Royal Harward

COMMUNICATIONS FROM THE HOUSE

January 23, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 65*, entitled, CITY ELECTION FUNDS, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,

Chief Clerk

Communication filed.

H. B. No. 65 was read the first time and referred to the Committee on Political Subdivisions.

REPORTS OF STANDING COMMITTEES

January 23, 1961

Mr. President:

Your Committee on Public Health, Welfare and Institutions, to which was referred *S. B. No. 21*, by Messrs. Lloyd, Cox and Ashton, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

VERNON L. HOLMAN,

Chairman

Report filed.

S. B. No. 21 was placed on the Second Reading Calendar.

January 23, 1961

Mr. President:

Your Committee on Public Health, Welfare & Institutions, to which was referred *S. B. No. 34*, by Messrs. Grover, Browning and Jenkins, has carefully

considered said bill and reports the same out without recommendation.

Respectfully,

VERNON L. HOLMAN,

Chairman

Report filed.

S. B. No. 34 was placed on the Second Reading Calendar.

January 23, 1961

Mr. President:

Your Committee on Public Health, Welfare and Institutions, to which was referred *S. B. No. 49*, by Messrs. Jenkins, Browning and Grover, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

VERNON L. HOLMAN,

Chairman

Report filed.

S. B. No. 49 was placed on the Second Reading Calendar.

January 23, 1961

Mr. President:

Your Committee on Public Health, Welfare and Institutions, to which was referred *S. B. No. 50*, by Messrs. Jenkins, Browning and Grover, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

VERNON L. HOLMAN,

Chairman

Report filed.

S. B. No. 50 was placed on the Second Reading Calendar.

Upon motion of Senator Miller, the rules were suspended and the Senate proceeded with the Second Reading Calendar.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 56 was read the second time.

Committee report read and adopted.

Upon the motion of Senator Barlow, *S. B. No. 56* was amended as follows:

Line 6 and 7 of the title, strike the words "THE STATE INSURANCE COMMISIONER AND.".

Page 1, line 17, strike the words, "the state insurance commissioner,".

Page 3, line 1, strike the word "baord" and insert the word "board" in lieu thereof.

S. B. No. 56 was then placed on the Third Reading Calendar on the following roll call:

Yeas, 22, Nays, 0; Absent, 3.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hinton, Hopkin, Hunter, Kerr, Lloyd, Mantes, Memmott, Miller, Schmiett, Sowards, Stacey, Steen and Mr. President.

Absent and not voting: Senators Hammond, Holman and Jenkins.

S. B. No. 57 was read the second time.

Committee report read and adopted.

S. B. No. 57 was then placed on the Third Reading Calendar on the following roll call:

Yeas, 25; Nays, 0; Absent, 0.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter, Jenkins, Kerr, Lloyd, Mantes, Memmott, Miller, Schmiett, Sowards, Stacey, Steen and Mr. President.

On motion of Senator Lloyd, the Senate resolved itself into a Committee of the Whole.

Former Speaker Sheldon Brewster appeared before the Committee of the Whole.

On motion of Senator Lloyd, the Committee of the Whole was dissolved.

Upon motion of Sentor Cox, the Senate adjourned until Tuesday, January 24, 1961, at 9:00 A.M.

SIXTEENTH DAY

MORNING SESSION

January 24, 1961

The Senate was called to order at 9:00 A.M. President Waddingham in the chair.

Roll Call – All Senators present, except Senators Hunter and Stacey, and Senator Steen, excused.

The Prayer was offered by the Chaplain.

January 24, 1961

Mr. President:

Your Committee on Revision of the Journal respectfully reports that we have read the Journal for the fifteenth day and find it correct with minor amendments noted on the final copy.

Respectfully,

LELAND SOWARDS,

Chairman

Report adopted and filed.

COMMUNICATIONS FROM THE HOUSE

January 23, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 16*, entiled, STATE PURCHASE OF SUPPLIES, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,

Chief Clerk

Communication filed.

H. B. No. 16 was read the first time and referred to the Committee on State, Federal and Military Affairs and Civil Defense.

COMMUNICATIONS FROM THE GOVERNOR

January 23, 1961

Honorable Thorpe Waddingham
President of the Senate
and
Members of the Senate

Gentlemen:

In accordance with the power vested in me by the Constitution and the Laws of the State of Utah, I herewith appoint and recommend to your honorable body for confirmation the following named individuals for service on the State boards and Commissions designated. All individuals herewith submitted are for reappointment.

BUSINESS REGULATION COMMISSION

Hal S. Bennett, Salt Lake City. Term expires March 1, 1961; reappointed for a six-year term to expire March 1, 1967.

ADVISORY COUNCIL FOR THE DEAF AND BLIND SCHOOL

Trace Turner, Ogden. Term expires March 1, 1961. Reappointed for a five-year term to expire March 1, 1966.

FINANCE COMMISSION

Clair R. Hopkin, Vernal. Term expires March 1, 1961; reappointed for a six-year term to expire March 1, 1967.

UTAH STATE HISTORICAL SOCIETY

Joel Ricks, Logan. Term expires April 1, 1961. Reappointed for a four-year term to expire April 1, 1965.

INDUSTRIAL COMMISSION

Otto Wiesley, Salt Lake City. Term expires March 1, 1961. Reappointed for a six-year term to expire March 1, 1967.

STATE LIBRARY COMMISSION

Mr. Ralph D. Thomas, Salt Lake City

Miss Lucy Phillips, Ephraim

Mrs. Dan Jones, Cedar City

Terms expire July 1, 1961. Reappointed for six-year terms to expire July 1, 1967.

HIGHWAY PATROL CIVIL SERVICE COMMISSION

Darrel Welling, Salt Lake City. Term expired January 1, 1961. Reappointed for four-year term to expire January 1, 1965.

STATE ROAD COMMISSION

Ernest Balch, Ogden

Francis Feltch, Vernal

Terms expire April 1, 1961. Reappointed for a six-year term to expire April 1, 1967.

STATE ENGINEER

Wayne D. Criddle, Salt Lake City. Term expires March 1, 1961. Reappointed for a term of four years to expire March 1, 1965.

UTAH STATE UNIVERSITY BOARD OF TRUSTEES

David W. Evans, Salt Lake City

Ralph S. Blackham, Moroni

Terms expire July 1, 1961. Reappointed for four years, terms to expire July 1, 1965.

UNIVERSITY OF UTAH BOARD OF REGENTS

Royden G. Derrick, Salt Lake City

Rendell N. Mabey, Bountiful

Mrs. A. U. Miner, Salt Lake City

Whose terms expire July 1, 1961. Reappointed to four-year terms to expire July 1, 1965.

INSTITUTE OF FINE ARTS

Farrell R. Collett, Ogden. Term expires June 30, 1961. Reappointed for four-year term to expire June 30, 1965.

TOURIST AND PUBLICITY COUNCIL

Darrell Greenwell, Ogden

Andrew Pace, St. George

Conley Watts, Logan

All of whose terms expire July 1, 1961. Reappointed for four-year terms to expire July 1, 1965.

STATE FAIR BOARD

H. Reuben Reynolds, Logan. Term expires July 1, 1961. Reappointed for a four-year term to expire July 1, 1965.

Yours sincerely,
GEORGE D. CLYDE,
Governor

GDC: deB

REPORTS OF STANDING COMMITTEES

January 23, 1961

Mr. President:

Your Committee on Political Subdivisions, to which was referred *S. B. No. 33*, by Messrs. Jenkins, Grover and Kerr, has carefully considered said bill and reports the same out favorably.

Respectfully,
VERNON L. HOLMAN,
Acting Chairman

Report filed.

S. B. No. 33 was placed on the Second Reading Calendar.

January 23, 1961

Mr. President:

Your Committee on Political Subdivisions, to which was referred *S. B. No. 1*, by Messrs. Hafen and Hopkin, has carefully considered said bill and reports the same out favorably.

Respectfully,
VERNON L. HOLMAN,
Acting Chairman

Report filed.

S. B. No. 1 was placed on the Second Reading Calendar.

Upon motion of Senator Cox, the Senate resolved itself into Executive Session.

Upon motion of Senator Cox, the Senate resolved itself into Regular Session.

Upon the motion of Senator Cox, the Senate did advise and consent the following appointments:

BANK COMMISSION:

Spencer C. Taylor, Salt Lake City, Acting Bank Commissioner; to fill the unexpired term of Seth H. Young, said term expiring April 1, 1961.

INSURANCE COMMISSION:

E. Virgil Norton, Salt Lake City, to fill the unexpired term of Carl A. Hulbert, said term expiring April 1, 1963.

BOARD OF CORRECTIONS:

George B. Wilcox, Layton; to fill the unexpired term of Richard A. Van Winkle, said term expiring March 2, 1965.

ADVISORY COUNCIL FOR THE SCHOOLS FOR THE DEAF AND BLIND:

Trace A. Turner, Ogden; to fill the unexpired term of Stanley Robins, said term expiring March 1, 1961.

Elmer E. Brown, Salt Lake City; term expires March 1, 1965.

STATE COURSE OF STUDY COMMITTEE (TEXTBOOK COMMISSION):

Madeline B. Wirthlin, Murray; term expires June 30, 1964.

Leah D. Dunford, Logan; term expires June 30, 1964.

Dr. Cadman Garretson, Ogden; term expires June 30, 1964.

C. A. White, Monroe; term expires June 30, 1964.

FINANCE COMMISSION:

John W. Rowberry, Tooele; to fill the unexpired term of Richard P. Lindsay, said term expiring March 1, 1965.

Clair R. Hopkins, Vernal; to fill the unexpired term of D. H. Whittenberg, said term expiring March 1, 1961.

BOARD OF TRUSTEES TO ADMINISTER TERMINATION OF PUBLIC EMPLOYEES RETIREMENT SYSTEM:

Frank Salisbury, Salt Lake City; term expires June 30, 1964

C. Cash Rampton, Salt Lake City; term expires June 30, 1964.

DEPARTMENT OF HEALTH:

Dr. John Dixon, Ogden; term expires March 1, 1967.

WATER POLLUTION CONTROL BOARD:

Roy Glazier, Salt Lake City; term expires March 1, 1968.

INSTITUTE OF FINE ARTS:

Farrell R. Collett, Ogden; to fill unexpired term of George M. Gadsby, said term expiring June 30, 1961.

ROAD COMMISSION OF UTAH:

Richard A. Van Winkle, Salt Lake City; to fill the unexpired term of C. Taylor Burton, said term expiring April 1, 1963.

TAX COMMISSION:

Allan M. Lipman, Salt Lake City; to fill the unexpired term of H. C. Shoemaker, said term expiring March 1, 1961.

Orville Gunther, American Fork; to fill the unexpired term of Allan M. Lipman, said term expiring March 1, 1963.

UNIVERSITY OF UTAH BOARD OF REGENTS:

Reed W. Brinton, Salt Lake City; to fill the unexpired term of Orville Gunther, said term expiring July 1, 1963.

COORDINATING COUNCIL OF HIGHER EDUCATION:

David Lawrence McKay, Salt Lake City; to fill the unexpired term of William F. Edwards, said term expiring July 1, 1965.

COMMISSION OF STATE INDIAN AFFAIRS:

Beverly S. Clendenin, to fill the unexpired term of Vernon Romney, serving at the Governor's pleasure.

INTRODUCTION OF BILLS

S. B. No. 111 By Messrs. Hafen and Bullen

AN ACT AMENDING SECTIONS 67-2-3 AND 68-1-6, UTAH CODE ANNOTATED 1953, RELATING TO THE DISTRIBUTION OF COPIES OF UTAH CODE, was read the first time and referred to the Committee on Rules.

S. B. No. 112 By Messrs. Miller, Mantes and Kerr

AN ACT AMENDING SECTION 63-2-9 UTAH CODE ANNOTATED 1953, RELATING TO THE PURCHASING OF EQUIPMENT ON SERVICES, ELIMINATING THE EXCLUSION OF PURCHASES OF INSURANCE, AUTOMOBILES AND TRUCKS IN EXCESS OF $1,000 FROM COMPETITIVE BID, was read the first time and referred to the Committee on Rules.

S. B. No. 113 By Messrs. Browning and Hafen

AN ACT AMENDING SECTIONS 7-1-1, 7-1-6, 7-1-9, 7-1-26, AND 7-1-28, UTAH CODE ANNOTATED 1953, AND SECTION 7-1-10, UTAH

CODE ANNOTATED 1953, AS AMENDED BY CHAPTER 7, LAWS OF UTAH, 1953, AND CHAPTER 11, LAWS OF UTAH 1959; RELATING TO THE QUALIFICATIONS, DUTIES AND POWERS OF THE STATE BANK COMMISSIONER, was read the first time and referred to the Committee on Rules.

On motion of Senator Kerr, the Senate recessed until 2:00 P.M.

AFTERNOON SESSION

The Senate re-assembled at 2:00 P.M.

President Waddingham in the chair.

COMMUNICATION

July 14, 1960

Mr. Lewis H. Lloyd
Legislative Council
Building

Dear Mr. Lloyd:

Transmitted herewith is a Joint Resolution of Congress and it is requested that this be presented to the Legislature in its next Session.

Yours sincerely,

LAURENCE J. BURTON,

Administrative Assistant

Communication filed.

Communication referred to the Committee on Political Subdivisions.

REPORTS OF STANDING COMMITTEES

January 23, 1961

Mr. President:

Your Committee on Revenue and Taxation, to which was referred *S. J. R. No. 6*, by Messrs. Browning, Fowles, Clegg, Cox, Hinton, Hammond, Jenkins,

Barlow and Waddingham, has carefully considered said bill and reports the same out favorably.

Respectfully,

FRANK M. BROWNING,
Chairman

Report filed.

S. J. R. No. 6 was placed on the Second Reading Calendar.

January 24, 1961

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 15*, by Messrs. Hinton, Lloyd and Fowles, has carefully considered said bill and reports the same out favorably.

Respectfully,

SHERMAN P. LLOYD,
Chairman

Report filed.

S. B. No. 15 was placed on the Second Reading Calendar.

January 24, 1961

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 18*, by Messrs. Waddingham, Jenkins and Lloyd, has carefully considered said bill and reports the same out favorably.

Respectfully,

SHERMAN P. LLOYD,
Chairman

Report filed.

S. B. No. 18 was placed on the Second Reading Calendar.

January 24, 1961

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 84*, by Messrs. Hinton, Fowles and Hafen, has carefully considered said bill and reports the same out favorably.

Respectfully,

SHERMAN P. LLOYD,
Chairman

Report filed.

S. B. No. 84 was placed on the Second Reading Calendar.

January 24, 1961

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 46*, by Messrs. Hafen, Lloyd and Jenkins, has carefully considered said bill and reports the same out favorably.

Respectfully,

SHERMAN P. LLOYD,
Chairman

Report filed.

S. B. No. 46 was placed on the Second Reading Calendar.

January 24, 1961

Mr. President:

Your Committee on Agriculture and Irrigation, to which was referred *S. B. No. 37*, by Messrs. Grover and Sowards, has carefully considered said bill and reports the same out favorably.

Respectfully,

LELAND SOWARDS,
Chairman

Report filed.

S. B. No. 37 was placed on the Second Reading Calendar.

January 24, 1961

Mr. President:

Your Rules Committee, to which were referred

S. B. No. 108 State, Federal and Military Affairs and Civil Defense

S. B. No. 109 Appropriations

S. B. No. 110 State, Federal and Military Affairs and Civil Defense

S. B. No. 111 State, Federal and Military Affairs and Civil Defense

S. B. No. 112 Banking and Commerce

S. B. No. 113 State, Federal and Military Affairs and Civil Defense

reports the same back with a few minor changes assented to by the authors and recommends the same be printed.

Respectfully,

HAVEN J. BARLOW,
Chairman

Report adopted and filed.

The above bills were ordered printed and referred to the committees indicated.

January 24, 1961

Mr. President:

Your Rules Committee, to which was referred

S. J. R. No. 4 State, Federal and Military Affairs and Civil Defense

reports the same back with a few minor changes assented to by the authors and recommends the same be printed.

Respectfully,

HAVEN J. BARLOW,
Chairman

Report adopted and filed.

The above bill was ordered printed and referred to the committee indicated.

Upon the motion of Senator Clegg, the Senate voted to direct a large get-well card to Marl D. Gibson with the signatures of all the members of the Senate.

INTRODUCTION OF BILLS

S. B. No. 114 By Mr. Jenkins

AN ACT AMENDING SECTION 63-24-11, UTAH CODE ANNOTATED 1953, AS ENACTED BY CHAPTER 10, LAWS OF UTAH 1959; RELATING TO BOXING CONTESTS; PROVIDING THAT BOXING CONTESTS MAY EXCEED FIFTEEN ROUNDS IN LENGTH IN THE EVENT OF A DRAW; AND EMPOWERING THE UTAH ATHLETIC COMMISSION TO EXTEND A CONTEST FOR AN EXTRA ROUND OR ROUNDS TO DETERMINE A WINNER, was read the first time and referred to the Committee on Rules.

S. B. No. 115 By Mr. Hafen

AN ACT TO PROVIDE FOR THE PRE-FILING OF BILLS WITH THE UTAH LEGISLATIVE COUNCIL AND MAKING AN APPROPRIATION THEREFOR, was read the first time and referred to the Committee on Rules.

CONSIDERATION OF BILLS ON THIRD READING

S. J. R. No. 3 was read the third time.

On motion of Senator Cox, *S. J. R. No. 3* was made a Special Order of Business for 3:00 P.M., Wednesday, January 25, 1961.

S. B. No. 24 was read the third time.

Upon motion of Senator Lloyd, *S. B. No. 24* was amended as follows:

On page 3, line 22, after the word "pay", strike the words "but shall receive actual and necessary expenses in attending meetings".

S. B. No. 24 then passed on the following roll call:

Yeas, 21; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hinton, Holman, Hopkin, Kerr, Lloyd, Mantes, Memmott, Miller, Schmiett, Sowards, Stacey and Mr. President.

Absent and not voting: Senators Hammond, Hunter, Jenkins and Steen.

S. B. No. 24 was transmitted to the House.

S. B. No. 56 was read the third time.

S. B. No. 56 then passed on the following roll call:

Yeas, 21; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hinton, Holman, Hopkin, Jenkins, Kerr, Mantes, Memmott, Miller, Schmiett, Sowards, Stacey and Mr. President.

Absent and not voting: Senators Hammond, Hunter, Lloyd and Steen.

S. B. No. 56 was transmitted to the House.

S. B. No. 57 was read the third time.

S. B. No. 57 then passed on the following roll call:

Yeas, 21; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hinton, Holman, Hopkin, Jenkins, Kerr, Mantes, Memmott, Miller, Schmiett, Sowards, Stacey and Mr. President.

Absent and not voting: Senators Hammond, Hunter, Lloyd and Steen.

S. B. No. 57 was transmitted to the House.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 64 was read the second time.

Committee report read and adopted.

On motion of Senator Kerr, *S. B. No. 64* retained its position on the Second Reading Calendar.

S. B. No. 55 was read the second time.

Committee report read and adopted.

S. B. No. 55 was placed on the Third Reading Calendar on the following roll call:

Yeas, 19; Nays, 0; Absent, 6.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox,, Grover, Hafen, Hinton, Holman, Hopkin, Jenkins, Kerr, Memmott, Miller, Schmiett, Sowards, Stacey and Mr. President.

Absent and not voting: Senators Fowles, Hammond, Hunter, Lloyd, Mantes and Steen.

Upon motion of Senator Lloyd, his motion that the Senate reconsider its action on *S. B. No. 4* through 14, inclusive was lifted from the table.

Senator's Lloyd motion failed to pass and *Senate Bills 4* through *14*, inclusive, were transmitted to the House.

Upon the motion of Senator Schmiett, the Senate recessed for 15 minutes.

The Senate re-assembled.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 31 was read the second time.

Committee report read and adopted.

On motion of Senator Schmiett, the Senate resolved itself into a Committee of the Whole.

Mr. R. E. Ferro appeared before the Committee of the Whole.

On motion of Senator Schmiett, the Committee of the Whole was dissolved:

On motion of Senator Schmiett, *S. B. No. 31* was amended as follows:

Page 4, lines 14 and 15, after the words "means the" delete the following words "director of finance in cities of the first class; the city auditor in cities of the second class" and insert in lieu thereof the words "city auditor in cities of the first and second class".

Page 7, line 28, after the word "be" delete the word "accomplished" and insert in lieu thereof the word "accompanied".

Page 8, line 11, after the word "the" delete the words "director of finance,".

Page 10, line 3, after the word "included" delete the word "therrein" and insert in lieu thereof the word "therein".

Page 11, line 15, after the word "the" delete the words "director of finance,".

Page 14, line 12, after the word "incur" insert the word "such".

Page 17, line 12, after the word "the" delete the words "director of finance,".

Page 18, line 6, after the word "The" delete the words "director of finance in cities of the first class, the".

Page 18, line 7, after the word "the" insert the words "first and".

Page 18, line 23, after the word "approval." insert a new paragraph with the following words "(a) He shall perform such other duties as may be prescribed by ordinance.".

Page 18, line 26, after the word "the" delete the words "director of finance,".

Page 19, line 7, after the word "the" delete the words "director of finance,".

Page 19, line 11, after the word "the" delete the words "director of finance,".

Page 20, line 2, after the word "the" delete the words "director of finance in cities of the first class, and".

Page 20, line 3, at the beginning of the line, delete the word "the" and insert prior to the word "second" the words "first and".

Page 21, line 21, after the word "the" delete the words "director of finance in cities of the first class and the".

Page 21, line 22, after the word "the" insert the words "first and".

Page 22, line 3, after the word "the" delete the word "director".

Page 22, line 4, at the beginning of the line, delete the words "of finance or".

Page 22, line 27, after the word "by" delete the words "Chapter 20," and insert in lieu thereof the words "Chapters 20 and 21,".

S. B. No. 31 was then placed on the Third Reading Calendar on the following roll call:

Yeas, 21; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hinton, Holman, Jenkins, Kerr, Lloyd, Mantes, Memmott, Miller, Schmiett,, Sowards, Stacey and Mr. President.

Absent and not voting: Senators Hammond, Hopkin, Hunter and Steen.

S. B. No. 79 was read the second time.

Committee report read and adopted.

S. B. No. 79 was placed on the Third Reading Calendar on the following roll call:

Yeas, 16; Nays, 2; Absent, 7.

Those voting in the affirmative were: Senators Ashton, Barlow, Bullen, Clegg, Fowles, Grover, Hafen, Hinton, Holman, Jenkins, Kerr, Lloyd, Miller, Sowards, Stacey and Mr. President.

Those voting in the negative were: Senators Cox and Mantes.

Absent and not voting: Senators Browning, Hammond, Hopkin, Hunter, Memmott, Schmiett and Steen.

S. B. No. 46 was read the second time.

Committee report read and adopted.

On motion of Senator Hafen, the Senate resolved itself into a Committee of the Whole.

Mr. Vernon Romney appeared before the Committee of the Whole.

On motion of Senator Lloyd, the Committee of the Whole was dissolved.

On motion of Senator Hafen, *S. B. No. 46* was amended as follows:

At end of line 1, insert "The 'Utah Business Corporation' Act shall not apply to or govern Savings and Loan Associations or Building and Loan Associations".

On page 16, line 18, between the words "the order" insert the following: "receipt, or withdrawal",

On page 16, line 19, between the words "the order", insert the words: "receipt or withdrawal".

Page 16, line 31, delete the word "check".

Page 17, line 9, delete the word "check".

On page 20, delete Section 44.

On page 23, line 20, after the word "make", insert the following wording: "and in such amount as provided in Section 7-7-5, Utah Code Annotated 1953, as amended".

Page 23, line 24, after the word "make", delete the balance of that line, commencing with the word "provided" and to and including the word "Corporations" on line 29.

Page 23, line 32, after the word 'Association" strike the following words: "which is a member of a Federal Home Loan Bank".

On page 26, delete Section 51.

On page 27, delete Section 56.

On page 28, line 3, after the word "State", delete the following words: "or to advertise for or solicit, in this State, savings or share accounts".

On page 29, delete Section 59.

Page 34 at the end of line 12, strike the period and insert a comma and insert the following words: "except as specifically provided herein this Act does not alter, amend or repeal any provisions of Chapter 7 of Title 7, Utah Code Annotated 1953, as amended".

Amend Section 70, by adding: "January 1, 1962."

Renumber the sections, consecutively.

On motion of Senator Jenkins, *S. B. No. 46* was amended as follows:

On page 26, line 32, delete the word "felony" and insert the word "misdemeanor" in lieu thereof. Following the word "misdemeanor", strike the balance of line 32, all of line 33, and all of line 1 on page 27.

On motion of Senator Clegg, the Senate resolved itself into a Committee of the Whole.

Mr. Dave Watkiss and Mr. C. M. Gilmour appeared before the Committee of the Whole.

On motion of Senator Lloyd, the Committee of the Whole was dissolved.

Senator Clegg moved to amend *S. B. No. 46* as follows:

Section 47 of the Savings and Loan Act should be amended as follows:

Beginning on page 23 at line 9, an interlineation should be made in that phrase beginning at the end of line 8 and terminating at the end of line 10 so that it should now read as follows:

To insure its accounts with the Federal Savings & Loan Insurance Corporation or any commercial insurance company admitted or nonadmitted in this state which is authorized by the laws of this state to write such insurance or guaranty, and which commercial insurance company shall first have been approved by the Commissioner of Insurance of Utah; to qualify as a member of a Federal Home Loan Bank;

Insert after the Code reference "7-7-27", on page 33, line 15, the following: "7-7-37.1".

Page 33, between lines 14 and 15, insert a new section to read:
Section 64. No savings and loan association, or building and loan association shall in or from this state, or to any person in this state, make any representation, oral or written, that any of its shares, investment certificates, savings accounts or other obligations are insured or guaranteed by any instrumentality of this state or of the United States or by a commercial insurance company admitted or non-admitted in this state and authorized by the law of this state to write such insurance or guarantee, and which commercial insurance company and the policy of insurance which it proposed to issue shall first have been approved by the commissioner of insurance of Utah. If such representation is made and such insurance or guarantee is by such a commercial company, such representation shall so state that it is insured by a commercial company and such statement shall be displayed as prominently and as clearly as such representation that it is insured.

Upon motion of Senator Clegg, *S. B. No. 46* was made a Special Order for January 25 at 2:30 P.M.

On motion of Senator Jenkins, the Senate adjourned until Wednesday, January 25, 1961, at 8:45 A.M.

SEVENTEENTH DAY

MORNING SESSION

January 25, 1961

The Senate was called to order at 8:45 A.M. President Waddingham in the chair.

Roll Call – All Senators present, except Senator Steen, excused.

The Prayer was offered by the Chaplain.

January 25, 1961

Mr. President:

Your Committee on Revision of the Journal respectfully reports that we have read the Journal for the sixteenth day and find it correct with minor amendments noted on the final copy.

Respectfully,

LELAND SOWARDS,

Chairman

Report adopted and filed.

COMMUNICATIONS FROM THE HOUSE

January 24, 1961

Dear Mr. President:

I am directed to inform your Honorable Body that the House has this day passed as amended *S. B. No. 22* entitled AN ACT AMENDING SECTION 4-13-12 UTAH CODE ANNOTATED 1953 RELATING TO THE OWNERSHIP OF LIVESTOCK BRANDS AND RESERVING THE BRAND ID FOR THE USE OF THE UTE INDIAN TRIBE OF THE UINTAH AND OURAY RESERVATION, UTAH, and the same is returned herewith for your further action.

Respectfully,

T. H. McMULLIN,

Chief Clerk

Communication filed.

S. B. No. 22 was referred to the Committee on Rules to be enrolled and engrossed.

January 24, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the Senate, *S. B. No. 2*, AN ACT AMENDING SECTIONS 49-8-2, 49-8-3, AND 49-8-4, UTAH CODE ANNOTATED, 1953, AS ENACTED BY CHAPTER 86, LAWS OF UTAH 1957, RELATING TO THE HIGHWAY PATROL RETIREMENT SYSTEM, and the same

is returned herewith for your further action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 2 was referred to the Committee on Rules to be enrolled and engrossed.

REPORTS OF STANDING COMMITTEES

January 24, 1961

Dear Mr. President:

Your Appropriations Committee to which was referred *S. B. No. 38* pertaining to the State Building Board, building alterations and repairs account, has considered said Bill and reported the same out with recommendation that the appropriation be deleted for the purpose of determining the availability of funds when considered with all other requests for appropriations. The amount has been noted on the records of the Appropriations Committee.

Respectfully submitted,

ALONZO F. HOPKIN, Chairman
Senate Committee

KENNETH W. GARDNER, Chairman
House Committee

Communication filed.

S. B. No. 38 was placed on the Second Reading Calendar.

January 24, 1961

Dear Mr. President:

Your Appropriations Committee to which was referred *S. B. No. 72* pertaining to a study of state employment, has considered said Bill and reported the same out with recommendation that the appropriation be deleted for the purpose of determining the availability of funds when considered with all other requests for appropriations. The amount has been noted on the records of the Appropriations Committee.

Respectfully submitted,

ALONZO F. HOPKIN, Chairman
Senate Committee

KENNETH W. GARDNER, Chairman
House Committee

Communication filed.

S. B. No. 72 was placed on the Second Reading Calendar.

PRESENTATION OF RESOLUTIONS

S. J. R. No. 12 By Mr. Cox

A JOINT RESOLUTION PROPOSING TO AMEND ARTICLE XXIII, SECTION 1 OF THE CONSTITUTION OF THE STATE OF UTAH RELATING TO PUBLICATION OF PROPOSED AMENDMENTS TO THE CONSTITUTION, was read the first time and referred to the Committee on Rules.

INTRODUCTION OF BILLS

S. B. No. 116 By Messrs. Browning, Sowards and Schmiett

AN ACT AMENDING SECTIONS 23-7-5, 23-7-6, 23-7-7, 23-7-8, 23-7-21, 23-7-22, AND 23-7-23, UTAH CODE ANNOTATED 1953, AS ENACTED BY CHAPTER 39, LAWS OF UTAH 1953, RELATING TO LICENSE FEES TO BE PAID BY RESIDENT ADULTS AND JUVENILES TO HUNT, FISH, GUIDE, TRAP GAME AND DEAL IN FURS, was read the first time and referred to the Committee on Rules.

S. B. No. 117 By Messrs. Jenkins and Hafen

AN ACT AMENDING SECTION 4-21-23, UTAH CODE ANNOTATED, 1953, AS ENACTED BY CHAPTER 6, SECTION 2, LAWS OF UTAH 1959, RELATING TO THE SALE OF RAW MILK, RAW CREAM AND RAW SKIM MILK, PROVIDING INJUNCTIVE POWERS AS A REMEDY FOR VIOLATION OF THE ACT AND CONFERRING JURISDICTION FOR PROSECUTION UPON DISTRICT ATTORNEYS, was read the first time and referred to the Committee on Rules.

PRESENTATION OF RESOLUTIONS

S. C. R. No. 2 By Mr. Hafen

A CONCURRENT RESOLUTION OF THE SENATE AND HOUSE OF REPRESENTATIVES OF THE THIRTY-FOURTH LEGISLATURE OF THE STATE OF UTAH MEMORIALIZING THE FAVORABLE CONSIDERATION BY THE SECRETARY OF THE INTERIOR AND THE AUTHORIZATION BY CONGRESS OF THE DIXIE PROJECT, was read the first time and referred to the Committee on Rules.

S. C. R. No. 3 By Messrs. Hopkins and Sowards

A CONCURRENT RESOLUTION OF WELCOME TO THE AMERICAN NATIONAL CATTLEMEN'S ASSOCIATION.

S. C. R. No. 3 was read the first time.

On motion of Senator Hopkin, the rules were suspended and *S. C. R. No. 3* was read the second and third times and placed on its final passage.

S. C. R. No. 3 was then passed on the following roll call:

Yeas, 24, Nays, 0; Absent, 1.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter, Jenkins, Kerr, Lloyd, Mantes, Memmott, Miller, Schmiett, Sowards, Stacey and Mr. President.

Absent and not voting: Senator Steen.

S. C. R. No. 3 was transmitted to the House.

On motion of Senator Kerr, the Senate recessed until 2:00 P.M.

AFTERNOON SESSION

The Senate re-assembled at 2:00 P.M.

Senator Cox in the chair.

COMMUNICATIONS FROM THE HOUSE

January 25, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, *S. C. R. 3*, A CONCURRENT RESOLUTION OF WELCOME TO THE AMERICAN NATIONAL CATTLEMEN'S ASSOCIATION, and the same is returned herewith for your further action.

Respectfully,

T. H. McMULLIN,

Chief Clerk

Communication filed.

S. C. R. No. 3 was referred to the Committee on Rules to be enrolled and engrossed.

INTRODUCTION OF BILLS

S. B. No. 118 By Messrs. Jenkins, Clegg and Ashton

AN ACT ESTABLISHING MINIMUM STANDARDS OF SAFETY FOR CONSTRUCTION PROJECTS WITHIN THE STATE OF UTAH; AUTHORIZING THE ADMINISTRATOR FOR THE DEPARTMENT OF CONTRACTORS TO PUBLISH SUCH STANDARDS; STATING THAT THE SAFETY AND USABILITY OF PUBLICLY AND PRIVATELY CONSTRUCTED BUILDINGS SHALL MEET SUCH MINIMUM STANDARDS, was read the first time and referred to the Committee on Rules.

S. B. No. 119 By Mr. Kerr

AN ACT AMENDING SECTION 4-2-3, UTAH CODE ANNOTATED, 1953, RELATING TO LABELING OR TAGGING SEEDS; REQUIRING RECITAL OF ALL AGRICULTURAL AND CROP SEED COMPONENT ON THE LABEL OR TAG, was read the first time and referred to the Committee on Rules.

S. B. No. 120 By Messrs. Barlow and Kerr

AN ACT AMENDING SECTIONS 36-1-1, 36-1-2, 36-1-4, AND 36-1-5, UTAH CODE ANNOTATED 1953, AS AMENDED BY CHAPTER 61, LAWS OF UTAH, 1955, RELATING TO REPRESENTATION IN THE LEGISLATURE OF THE STATE OF UTAH; PROVIDING FOR A REAPPORTIONMENT THEREOF; CREATING NEW SENATORIAL DISTRICTS; PROVIDING FOR THE ELECTION OF NEW SENATORS; DESIGNING SENATORIAL AND REPRESENTATIVE DISTRICTS OF THE STATE OF UTAH AND NUMBERING THE SAME; PROVIDING FOR THE APPOINTMENT OF COMMITTEES TO FORM REPRESENTATIVE DISTRICTS IN COUNTIES HAVING MORE THAN ONE REPRESENTATIVE, was read the first time and referred to the Committee on Rules.

S. B. No. 121 By Messrs. Jenkins and Hafen

AN ACT PROVIDING THE DAYS AND HOURS THAT STATE OFFICES SHALL BE OPEN, was read the first time and referred to the Committee on Rules.

S B. No. 122 By Messrs. Browning and Jenkins

AN ACT WITHDRAWING CERTAIN STATE LANDS WITHIN DUGWAY PROVING GROUND FROM ALL MINERAL LEASING FOR SO LONG AS THEY REMAIN WITHIN MILITARY RESERVATION OR UNTIL WITHDRAWAL IS REVOKED, was read the first time and referred to the Committee on Rules.

S. B. No. 123 By Mr. Lloyd

AN ACT AMENDING SECTION 33-2-1, UTAH CODE ANNOTATED 1953, RELATING TO INVESTMENTS BY FIDUCIARIES, was read the first time and referred to the Committee on Rules.

S. B. No. 124 By Messrs. Lloyd, Fowles and Stacey

AN ACT PROVIDING FOR THE QUALIFICATION OF A RESIDENT TO VOTE FOR PRESIDENT AND VICE PRESIDENT OF THE UNITED STATES, was read the first time and referred to the Committee on Rules.

S. B. No. 125 By Mr. Lloyd

AN ACT TO PROVIDE FOR THE ALLOCATING OF BUSINESS INCOME OF A TAXPAYER TAXABLE WITHIN AND WITHOUT THE STATE, AND REPEALING SECTION 59-13-20, UTAH CODE ANNOTATED 1953, AS AMENDED BY CHAPTER 123, LAWS OF UTAH 1957, was read the first time and referred to the Committee on Rules.

CONSIDERATION OF BILLS ON THIRD READING

S. B. No. 55 was read the third time.

On motion of Senator Barlow, *S. B. No. 55* was amended as follows:

On page 2, line 20, delete the word "may" and insert "shall" in lieu thereof.

On page 2, line 20, delete the word "each" and insert "the" in lieu thereof.

On page 2, line 20, delete the word "member" and insert "members" in lieu thereof.

On page 2, line 20, strike the word "up".

On page 2, line 21, strike "to but not to exceed ten cents per month to assist" and insert "the expenses" in lieu thereof.

S. B. No. 55 then passed on the following roll call:

Yeas, 20; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hopkin, Jenkins, Kerr, Lloyd, Memmott, Schmiett, Sowards and Stacey.

Absent and not voting: Senators Hunter, Mantes, Miller, Steen and Mr. President.

S. B. No. 55 was transmitted to the House.

S. B. No. 31 was read the third time.

On motion of Senator Kerr, *S. B. No. 31* will retain its place on the Third Reading Calendar.

S. B. No. 79 was read the third time.

S. B. No. 79 then failed to pass on the following roll call:

Yeas, 12; Nays, 7; Absent, 6.

Those voting in the affirmative were: Senators Ashton, Barlow, Bullen, Clegg, Hafen, Hammond, Hinton, Hopkin, Kerr, Lloyd, Memmott and Sowards.

Those voting in the negative were: Senators Browning, Cox, Grover, Holman, Miller, Schmiett and Stacey.

Absent and not voting: Senators Fowles, Hunter, Jenkins, Mantes, Steen and Mr. President.

S. B. No. 79 was filed.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 64, having been read previously the second time, was before the Senate.

S. B. No. 64 failed to be placed on the Third Reading Calendar on the following roll call:

Yeas, 4; Nays, 17; Absent, 4.

Those voting in the affirmative were: Senators Barlow, Cox, Hunter and Mr. President.

Those voting in the negative were: Senators Ashton, Browning, Bullen, Clegg, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Jenkins, Kerr, Lloyd, Miller, Schmiett, Sowards and Stacey.

Absent and not voting: Senators Hopkin, Mantes, Memmott and Steen.

S. B. No. 64 was ordered filed.

Senator Grover, with the aid of five Senators, requested a Call of the Senate.

Senator Barlow and Mantes were absent without leave. Senator Steen, absent, excused.

On motion of Senator Fowles, the Call of the Senate was lifted.

SPECIAL ORDER

S. J. R. No. 3, having been read previously for the third time, was before the Senate.

On motion of Senator Grover, *S. J. R. No. 3* was amended as follows:

Line 5, page 1, strike "$10.00", and insert "$5.00" in lieu thereof.

Line 6, page 1, strike "$10.00", and insert "$5.00" in lieu thereof.

Line 6, page 1, following the word "who", strike the balance of the line.

Line 7, strike the first three words, and in lieu thereof insert "reside more than 25 miles from", and in line 7, beginning with the word "in", strike the balance of the line. Strike the first four words on line 8.

S. J. R. No. 3 was then passed on the following roll call:

Yeas, 19; Nays, 5; Absent, 1.

Those voting in the affirmative were: Senators Barlow, Browning, Bullen, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Jenkins, Kerr (explained vote), Lloyd, Mantes, Memmott, Miller, Schmiett, Sowards and Mr. President.

Those voting in the negative were: Senators Ashton, Clegg, Hopkin, Hunter and Stacey.

Absent and not voting: Senator Steen.

S. J. R. No. 3 was transmitted to the House.

On motion of Senator Kerr, the Senate recessed for 10 minutes.

The Senate re-assembled.

REPORTS OF STANDING COMMITTEES

January 25, 1961

Mr. President:

Your Committee on Rules, to which has been referred *S. C. R. No. 3*, pertaining to, A CONCURRENT RESOLUTION OF WELCOME TO THE AMERICAN NATIONAL CATTLEMEN'S ASSOCIATION, has examined and carefully compared the bill as passed with the enrolled and engrossed

copy and finds it correct, and returns the same for the signature of the President.

Respectfully,

HAVEN J. BARLOW,

Chairman

Committee report read and adopted.

S. C. R. No. 3 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

January 25, 1961

Mr. President:

Your Committee on Rules, to which has been referred *S. B. No. 2*, pertaining to, HIGHWAY PATROL RETIREMENT PROGRAM, has examined and carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,

HAVEN J. BARLOW,

Chairman

Committee report read and adopted.

S. B. No. 2 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

January 25, 1961

Mr. President:

Your Committee on Rules, to which has been referred *S. B. No. 22*, pertaining to, INDIAN LIVESTOCK BRANDS, has examined and carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,

HAVEN J. BARLOW,

Chairman

Committee report read and adopted.

S. B. No. 22 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

SPECIAL ORDER

S. B. No. 46, having been read the second time, was before the Senate.

With the unanimous consent of the Senate, Senator Clegg withdrew his motion to amend.

S. B. No. 46 was placed on the Third Reading Calendar on the following roll call:

Yeas, 23; Nays, 1; Absent, 1.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter, Jenkins, Kerr, Lloyd, Mantes, Memmott, Miller, Schmiett, Sowards, Stacey and Mr. President.

Voting in the negative was Senator Clegg.

Absent and not voting: Senator Steen.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 20 was read the second time.

Committee report read and adopted.

On motion of Senator Hunter, *S. B. No. 20* was made a Special Order of Business at 3:00 P.M., January 26, 1961.

S. B. No. 39 was read the second time.

Committee report read and adopted.

S. B. No. 39 was placed on the Third Reading Calendar on the following roll call:

Yeas, 22; Nays, 0; Absent, 3.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Grover, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter, Jenkins, Kerr, Lloyd, Mantes, Memmott, Miller, Schmiett, Sowards, Stacey and Mr. President.

Absent and not voting: Senators Cox, Fowles and Steen.

S. B. No. 40 was read the second time.

Committee report read and adopted.

S. B. No. 40 was placed on the Third Reading Calendar on the following roll call:

Yeas, 22; Nays, 0; Absent, 3.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Grover, Hafen, Hammond, Hinton, Holman, Hunter, Jenkins, Kerr, Lloyd, Mantes, Memmott, Miller, Schmiett, Sowards, Stacey and Mr. President.

Absent and not voting: Senators Fowles, Hopkin and Steen.

S. B. No. 45 was read the second time.

Committee report read and adopted.

S. B. No. 45 was placed on the Third Reading Calendar on the following roll call:

Yeas, 19; Nays, 0; Absent, 6.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Clegg, Cox, Grover, Hafen, Hammond, Hinton, Holman, Hunter, Jenkins, Kerr, Lloyd, Mantes, Miller, Schmiett, Sowards and Stacey.

Absent and not voting: Senators Bullen, Fowles, Hopkin, Memmott, Steen and Mr. President.

S. B. No. 62 was read the second time.

Committee report read and adopted.

On motion of Senator Memmott, the Senate resolved itself into a Committee of the Whole.

Mr. Samuel Adusei-Poku of Ghana, Africa, appeared before the Committee of the Whole.

On motion of Senator Clegg, the Committee of the Whole was dissolved.

S. B. No. 62 was placed on the Third Reading Calendar on the following roll call:

Yeas, 16; Nays, 0; Absent, 9.

Those voting in the affirmative were: Senators Browning, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hunter, Jenkins, Kerr, Mantes, Schmiett, Sowards and Stacey.

Absent and not voting: Senators Ashton, Barlow, Bullen, Hopkin, Lloyd, Memmott, Miller, Steen and Mr. President.

President Waddingham appointed Senators Cox, Mantes, and Hunter to act with a like committee from the House to consider the legislative joint rules.

Upon the motion of Senator Fowles, the Senate adjourned until 9:00 A.M., Thursday, January 26, 1961.

EIGHTEENTH DAY

MORNING SESSION

January 26, 1961

The Senate was called to order at 9:00 A.M. President Waddingham in the chair.

Roll Call – All Senators present, except Senators Grover and Miller, and Senator Steen, excused.

The Prayer was offered by the Chaplain.

January 26, 1961

Mr. President:

Your Committee on Revision of the Journal respectfully reports that we have read the Journal for the seventeenth day and find it correct with minor amendments noted on the final copy.

Respectfully,

LELAND SOWARDS,

Chairman

Report adopted and filed.

COMMUNICATIONS FROM THE HOUSE

January 25, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 7*, by Mrs. Ballif, entitled,

VOCATIONAL SCHOOL FUNDS, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 7 was read the first time and referred to the Committee on Education.

January 25, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 12*, entitled, SPECIALTY CONTRACTORS, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 12 was read the first time and referred to the Committee on Business and Commerce.

January 25, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 47*, entitled, FILLED MILK, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 47 was read the first time and referred to the Committee on Agriculture and Irrigation.

January 25, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 48*, entitled, DAIRY ADVISORY BOARD SELECTION, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 48 was read the first time and referred to the Committee on Agriculture and Irrigation.

January 25, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 51*, entitled, ALIEN HUNTING LICENSES, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 51 was read the first time and referred to the Committee on Fish and Game.

January 25, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 53*, by Mr. Warren, entitled, FISH AND GAME DEFINITIONS, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 53 was read the first time and referred to the Committee on Fish and Game.

REPORTS OF STANDING COMMITTEES

January 25, 1961

Mr. President:

Your Committee on Political Subdivisions, to which was referred *S. B. No. 76*, by Messrs. Bullen and Hafen, has carefully considered said bill and reports the same out favorably.

Respectfully,

R. LA VAUN COX,
Chairman

Report filed.

S. B. No. 76 was placed on the Second Reading Calendar.

January 25, 1961

Mr. President:

Your Committee on Political Subdivisions, to which was referred *S. B. No. 77*, by Messrs. Kerr and Grover, has carefully considered said bill and reports the same out favorably.

Respectfully,

R. LA VAUN COX,
Chairman

Report filed.

S. B. No. 77 was referred to the Committee on Salaries.

January 25, 1961

Mr. President:

Your Committee on Business and Commerce, to which was referred *S. B. No. 58*, by Messrs. Barlow and Hafen, has carefully considered said bill and reports the same out favorably.

Respectfully,
ERNEST G. MANTES,
Chairman

Report filed.

S. B. No. 58 was placed on the Second Reading Calendar.

January 25, 1961

Mr. President:

Your Committee on Business and Commerce, to which was referred *S. B. No. 69*, by Messrs. Hinton, Clegg, Memmott and Schmiett, has carefully considered said bill and reports the same out favorably.

Respectfully,
ERNEST G. MANTES,
Chairman

Report filed.

S. B .No. 69 was placed on the Second Reading Calendar.

January 25, 1961

Mr. President:

Your Committee on Business and Commerce, to which was referred *S. B. No. 89*, by Messrs. Fowles, Browning and Barlow, has carefully considered said bill and reports the same out favorably.

Respectfully,
ERNEST G. MANTES,
Chairman

Report filed.

S. B. No. 89 was placed on the Second Reading Calendar.

January 25, 1961

Mr. President:

Your Committee on Business and Commerce, to which was referred *S. B. No. 96*, by Messrs. Fowles and Browning, has carefully considered said bill and reports the same out favorably.

Respectfully,
ERNEST G. MANTES,
Chairman

Report filed.

S. B. No. 96 was placed on the Second Reading Calendar.

January 24, 1961

Mr. President:

Your Committee on Business and Commerce, to which was referred *S. B. No. 23*, by Messrs. Jenkins and Lloyd, has carefully considered said bill and reports the same out without recommendation.

Respectfully,
ERNEST G. MANTES,
Chairman

Report filed.

S. B. No. 23 was placed on the Second Reading Calendar.

January 25, 1961

Mr. President:

Your Committee on Highways and Aeronautics, to which was referred *S. B. No. 73*, by Messrs. Jenkins and Lloyd, has carefully considered said bill and reports the same out favorably.

Respectfully,
J. FRANCIS FOWLES,
Chairman

Report filed.

S. B. No. 73 was placed on the Second Reading Calendar.

January 25, 1961

Mr. President:

Your Committee on Highways and Aeronautics, to which was referred *S. B. No. 74*, by Messrs. Jenkins and Hinton, has carefully considered said bill and reports the same out favorably.

Respectfully,
J. FRANCIS FOWLES,
Chairman

Report filed.

S. B. No. 74 was placed on the Second Reading Calendar.

January 25, 1961

Mr. President:

Your Committee on Highways and Aeronautics, to which was referred *H. B. No. 9*, by Messrs. Mahoney, Jenkins, F. Gunnell, C. H. Taylor and Wilkinson, has carefully considered said bill and reports the same out favorably.

Respectfully,
J. FRANCIS FOWLES,
Chairman

Report filed.

H. B. No. 9 was placed on the Second Reading Calendar.

January 25, 1961

Mr. President:

Your Committee on Highways and Aeronautics, to which was referred *H. B. No. 10,* by Messrs. Mahoney, Jenkins, F. Gunnell, C. H. Taylor and Wilkinson, has carefully considered said bill and reports the same out favorably.

Respectfully,

J. FRANCIS FOWLES,
Chairman

Report filed.

H. B. No. 10 was placed on the Second Reading Calendar.

January 25, 1961

Mr. President:

Your Committee on Political Subdivisions, to which was referred *S. B. No. 80,* by Messrs. Grover and Kerr, has carefully considered said bill and reports the same out favorably.

Respectfully,

R. LA VAUN COX,
Chairman

Report filed.

S. B. No. 80 was placed on the Second Reading Calendar.

January 25, 1961

Mr. President:

Your Committee on Political Subdivisions, to which was referred *S. B. No. 81,* by Messrs. Grover and Kerr, has carefully considered said bill and reports the same out favorably.

Respectfully,

R. LA VAUN COX,
Chairman

Report filed.

S. B. No. 81 was placed on the Second Reading Calendar.

January 25, 1961

Mr. President:

Your Committee on Political Subdivisions, to which was referred *S. B. No. 82,* by Messrs. Grover and Kerr, has carefully considered said bill and reports the same out favorably.

Respectfully,

R. LA VAUN COX,
Chairman

Report filed.

S. B. No. 82 was placed on the Second Reading Calendar.

January 25, 1961

Mr. President:

Your Committee on Political Subdivisions, to which was referred *S. B. No. 86*, by Messrs. Bullen and Hafen, has carefully considered said bill and reports the same out favorably.

Respectfully,

R. LA VAUN COX,
Chairman

Report filed.

S. B. No. 86 was placed on the Second Reading Calendar.

January 25, 1961

Mr. President:

Your Committee on Political Subdivisions, to which was referred *S. B. No. 51*, by Messrs. Hafen and Bullen, has carefully considered said bill and reports the same out favorably.

Respectfully,

R. LA VAUN COX,
Chairman

Report filed.

S. B. No. 51 was placed on the Second Reading Calendar.

January 25, 1961

Mr. President:

Your Committee on Industry, to which was referred *S. B. No. 88*, by Messrs. Hinton and Ashton, has carefully considered said bill and reports the same out favorably.

Respectfully,

CLYDE L. MILLER,
Chairman

Report filed.

S. B. No. 88 was placed on the Second Reading Calendar.

January 25, 1961

Mr. President:

Your Committee on Industry, to which was referred *S. B. No. 103*, by Messrs. Sowards and Stacey, has carefully considered said bill and reports the same out favorably.

Respectfully,

CLYDE L. MILLER,
Chairman

Report filed.

S. B. No. 103 was placed on the Second Reading Calendar.

January 25, 1961

Mr. President:

Your Committee on Industry, to which was referred *S. B. No. 95*, by Mr. Schmiett, has carefully considered said bill and reports the same out favorably.

Respectfully,

CLYDE L. MILLER,

Report filed. Chairman

S. B. No. 95 was placed on the Second Reading Calendar.

January 25, 1961

Mr. President:

Your Committee on Industry, to which was referred *S. B. No. 107*, by Messrs. Stacey and Sowards, has carefully considered said bill and reports the same out favorably.

Respectfully,

CLYDE L. MILLER,

Report filed. Chairman

S. B. No. 107 was placed on the Second Reading Calendar.

January 25, 1961

Mr. President:

Your Committee on Industry, to which was referred *S. B. No. 106*, by Messrs. Stacey and Sowards, has carefully considered said bill and reports the same out favorably.

Respectfully,

CLYDE L. MILLER,

Report filed. Chairman

S. B. No. 106 was placed on the Second Reading Calendar.

January 25, 1961

Mr. President:

Your Committee on Agriculture and Irrigation, to which was referred *S. B. No. 36*, by Mr. Sowards, has carefully considered said bill and reports the same out favorably, with the correction of spelling on Page 6, line 11, first word should be "cant", and on Page 7, line 5, change the word produce to "obtain".

Respectfully,

LELAND SOWARDS,

Report filed. Chairman

S. B. No 36 was placed on the Second Reading Calendar.

January 25, 1961

Mr. President:

Your Committee on Business and Commerce, to which was referred *S. B. No. 94*, by Messrs. Memmott and Hunter, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

ERNEST MANTES,
Chairman

Report filed.

S. B. No. 94 was placed on the Second Reading Calendar.

INTRODUCTION OF BILLS

S. B. No. 126 By Messrs. Hafen and Hunter

AN ACT AMENDING SECTION 11-2-7, UTAH CODE ANNOTATED, 1953, AUTHORIZING LOCAL AUTHORITIES IN SPECIFIED AREAS TO LICENSE OWNERS AND USERS OF TELEVISION SETS FOR THE PURPOSE OF RAISING REVENUE AND PROVIDING FOR THE COLLECTION OF SUCH REVENUE, was read the first time and referred to the Committee on Rules.

S. B. No. 127 By Messrs. Fowles and Barlow

AN ACT RELATING TO REAL ESTATE BROKERS, PROVIDING THAT THE SECURITIES COMMISSION MAY ISSUE CEASE AND DESIST ORDERS AND SEEK INJUNCTIVE RELIEF FOR VIOLATIONS OF THE CHAPTER: AND AMENDING SECTIONS 61-2-2, 61-2-6, 61-2-9, AND 61-2-11, UTAH CODE ANNOTATED 1953, RELATING TO THE DUTIES OF REAL ESTATE BROKERS AND PROVIDING THAT BUSINESS OPPORTUNITIES SHALL BE INCLUDED IN THE DEFINITION OF REAL ESTATE; THAT BOND REQUIREMENT BE DELETED; PROVIDING FOR CERTAIN CHANGES IN FEES; PROVIDING THAT BROKERS MAY SHARE COMMISSIONS WITH LICENSED BROKERS IN OTHER JURISDICTIONS; AND ADDING SECTIONS 61-2-21 AND 61-2-22 TO PRESCRIBE COURSE OF ACTION IN CASE OF VIOLATIONS AND SAVINGS CLAUSE, was read the first time and referred to the Committee on Rules.

S. B. No. 128 By Messrs. Fowles and Kerr

AN ACT PROVIDING FOR THE ESTABLISHMENT AND MAINTENANCE OF A RETIREMENT SYSTEM FOR THE EMPLOYEES OF THE UTAH STATE DEPARTMENT OF FISH AND GAME; PROVIDING FOR

THE PAYMENT OF RETIREMENT, DISABILITY, DEATH, AND OTHER BENEFITS; CREATING A RETIREMENT BOARD AND DEFINING ITS POWERS; PROVIDING FOR A RETIREMENT FUND, REQUIRING CONTRIBUTION THERETO BY EMPLOYEES AND THE DEPARTMENT; PROVIDING FOR THE INVESTMENT OF THE FUND, was read the first time and referred to the Committee on Rules.

S. B. No. 129 By Messrs. Browning, Lloyd, Memmott and Fowles

AN ACT PROVIDING FOR THE ESTABLISHMENT OF STANDARDS FOR THE GRADING OF BUTTER, DEFINITIONS OF BUTTER AND SWEET CREAM BUTTER AND OTHER TERMS, THE LABELING OF BUTTER FOR SALE AT RETAIL, THE MAKING OF REGULATIONS BY THE BOARD OF AGRICULTURE, THE ENFORCEMENT OF THE ACT, AND PROVIDING THAT IMPROPERLY LABELED BUTTER SHALL BE DEEMED TO BE MISBRANDED WITHIN THE MEANING OF THE UTAH FOOD, DRUG AND COSMETIC ACT, TITLE 4, CHAPTER 26, UTAH CODE ANNOTATED, 1953, AS ENACTED BY CHAPTER 3, LAWS OF UTAH, 1957, AND AMENDING SECTION 4-1-21, UTAH CODE ANNOTATED 1953, AS AMENDED BY CHAPTER 2, SECTION 1, LAWS OF UTAH 1959, RELATING TO THE POWERS OF THE BOARD OF AGRICULTURE, BY DELETING RESTRICTIONS ON THE POWER OF THE BOARD TO ESTABLISH GRADE AND QUALITY REGULATIONS FOR BUTTER, AND REPEALING SECTION 4-20-19, UTAH CODE ANNOTATED, 1953, was read the first time and referred to the Committee on Rules.

S. B. No. 130 By Messrs. Kerr, Browning and Ashton

AN ACT AMENDING SECTIONS 63-2-4 AND 63-2-19, UTAH CODE ANNOTATED 1953, RELATING TO THE PREPARATION OF AND ADMINISTRATION OF THE STATE BUDGET; ENACTING NEW SECTIONS PROVIDING FOR THE APPOINTMENT OF A BUDGET DIRECTOR BY THE GOVERNOR AND PRESCRIBING HIS DUTIES; AND REPEALING SECTIONS 63-2-18 AND 63-2-20, UTAH CODE ANNOTATED 1953, was read the first time and referred to the Committee on Rules.

On motion of Senator Clegg, the Senate recessed until 2:00 P.M.

AFTERNOON SESSION

The Senate re-assembled at 2:00 P.M.

President Waddingham in the chair.

REPORTS OF STANDING COMMITTEES

January 25, 1961

Mr. President:

Your Committee on Education, to which was referred *S. B. No. 30*, by Messrs. Jenkins and Kerr, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

HARVARD R. HINTON,
Chairman

Report filed.

S. B. No. 30 was referred to the Committee on Salaries.

January 25, 1961

Mr. President:

Your Committee on Education, to which was referred *S. B. No. 98*, by Messrs. Clegg and Hafen, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

HARVARD R. HINTON,
Chairman

Report filed.

S. B. No. 98 was referred to the Committee on Salaries.

January 25, 1961

Mr. President:

Your Committee on Education, to which was referred *S. B. No. 29*, by Messrs. Browning and Bullen, has carefully considered said bill and reports the same out favorably.

Respectfully,

HARVARD R. HINTON,
Chairman

Report filed.

S. B. No. 29 was referred to the Committee on Salaries.

January 25, 1961

Mr. President:

Your Committee on Education, to which was referred *S. B. No. 97*, by Messrs. Clegg and Hafen, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

HARVARD R. HINTON,
Chairman

Report filed.

S. B. No. 97 was placed on the Second Reading Calendar.

January 26, 1961

Mr. President:

Your Committee on State, Federal, Military Affairs and Civil Defense, to which was referred *S. B. No. 110*, by Messrs. Fowles and Clegg, has carefully considered said bill and reports the same out favorably.

Respectfully,

BRUCE S. JENKINS,
Chairman

Report filed.

S. B. No. 110 was placed on the Second Reading Calendar.

January 26, 1961

Mr. President:

Your Committee on State, Federal, Military Affairs and Civil Defense, to which was referred *S. B. No. 68*, by Mr. Browning, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

BRUCE S. JENKINS,
Chairman

Report filed.

S. B. No. 68 was placed on the Second Reading Calendar.

January 26, 1961

Mr. President:

Your Committee on State, Federal, Military Affairs and Civil Defense, to which was referred *S. B. No. 90*, by Messrs. Kerr and Sowards, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

BRUCE S. JENKINS,
Chairman

Report filed.

S. B. No. 90 was placed on the Second Reading Calendar.

January 26, 1961

Mr. President:

Your Committee on State, Federal, Military Affairs and Civil Defense, to which was referred *S. B. No. 111*, by Mr. Hafen, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

BRUCE S. JENKINS,

Report filed. Chairman

S. B. No. 111 was placed on the Second Reading Calendar.

January 26, 1961

Mr. President:

Your Committee on State, Federal, Military Affairs and Civil Defense, to which was referred *S. B. No. 108*, by Messrs. Fowles, Memmott and Clegg, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

BRUCE S. JENKINS,

Report filed. Chairman

S. B. No. 108 was placed on the Second Reading Calendar.

January 26, 1961

Mr. President:

Your Committee on State, Federal, Military Affairs and Civil Defense, to which was referred *S. B. No. 104*, by Mr. Jenkins, has carefully considered said bill and reports the same out favorably.

Respectfully,

BRUCE S. JENKINS,

Report filed. Chairman

S. B. No. 104 was placed on the Second Reading Calendar.

January 26, 1961

Mr. President:

Your Committee on State, Federal, Military Affairs and Civil Defense, to which was referred *S. J. R. No. 11*, by Messrs. Jenkins, Miller and Browning, has carefully considered said bill and reports the same out favorably.

Respectfully,

BRUCE S. JENKINS,

Report filed. Chairman

S. J. R. No. 11 was placed on the Second Reading Calendar.

January 26, 1961

Mr. President:

Your Committee on State, Federal, Military Affairs and Civil Defense, to which was referred *S. J. R. No. 10*, by Messrs. Fowles, Clegg and Lloyd, has carefully considered said bill and reports the same out favorably.

Respectfully,

BRUCE S. JENKINS,
Chairman

Report filed.

S. J. R. No. 10 was placed on the Second Reading Calendar.

January 26, 1961

Mr. President:

Your Committee on State, Federal, Military Affairs and Civil Defense, to which was referred *S. J. R. No. 7*, by Messrs. Hinton, Memmott and Clegg, has carefully considered said bill and reports the same out favorably.

Respectfully,

BRUCE S. JENKINS,
Chairman

Report filed.

S. J. R. No. 7 was placed on the Second Reading Calendar.

January 26, 1961

Mr. President:

Your Committee on State, Federal, Military Affairs and Civil Defense, to which was referred *H. B. No. 16*, by Messrs. Cannon, Evans, Collard, Jenkins and Memmott, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

BRUCE S. JENKINS,
Chairman

Report filed.

H. B. No. 16 was placed on the Second Reading Calendar.

January 26, 1961

Mr. President:

Your Committee on State, Federal, Military Affairs and Civil Defense, to which was referred *S. B. No. 75*, by Messrs. Barlow and Jenkins, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

BRUCE S. JENKINS,
Chairman

Report filed.

S. B. No. 75 was placed on the Second Reading Calendar.

January 26, 1961

Mr. President:

Your Committee on State, Federal, Military Affairs and Civil Defense, to which was referred *S. B. No. 100*, by Mr. Grover, has carefully considered said bill and reports the same out favorably.

Respectfully,

BRUCE S. JENKINS,
Chairman

Report filed.

S. B. No. 100 was placed on the Second Reading Calendar.

January 26, 1961

Mr. President:

Your Committee on Highways and Aeronautics, to which was referred *S. B. No. 32*, by Messrs. Hinton, Jenkins and Clegg, has carefully considered said bill and reports the same out favorably.

Respectfully,

J. FRANCIS FOWLES,
Chairman

Report filed.

S. B. No. 32 was placed on the Second Reading Calendar.

January 26, 1961

Mr. President:

Your Committee on Revenue and Taxation, to which was referred *S. J. R. No. 9*, by Messrs. Fowles, Miller and Ashton, has carefully considered said bill and reports the same out favorably.

Respectfully,

FRANK M. BROWNING,
Chairman

Report filed.

S. J. R. No. 9 was placed on the Second Reading Calendar.

On motion of Senator Fowles, *S. J. R. No. 9* was made a Special Order of Business for February 1, 1961, Wednesday, 2:15 P.M.

INTRODUCTION OF BILLS

S. B. No. 131 By Mr. Hafen

AN ACT PROVIDING THAT STATE DEPARTMENTS SHALL REPORT TO THE STATE TREASURER PROPERTY THAT WOULD BE SUBJECT TO THE UNIFORM DISPOSITION OF UNCLAIMED PROPERTY ACT, was read the first time and referred to the Committee on Rules.

S. B. No. 132 By Messrs. Jenkins, Kerr and Hammond

AN ACT TO PROMOTE THE SAFETY OF EMPLOYEES AND TRAVELERS UPON RAILROADS BY COMPELLING COMMON CARRIERS BY RAILROAD TO PROPERLY MAN THEIR TRAINS, was read the first time and referred to the Committee on Rules.

S. B. No. 133 By Messrs. Jenkins and Memmott

AN ACT AMENDING SECTION 59-5-67, UTAH CODE ANNOTATED 1953, AS AMENDED BY CHAPTER 120, LAWS OF UTAH 1955, AND BY CHAPTER 106, LAWS OF UTAH 1959; RELATING TO THE OCCUPATION TAX; PROVIDING FOR AN INCREASE IN THE OCCUPATION TAX ON OIL, GAS, OR OTHER HYDROCARBON SUBSTANCES FROM TWO TO FIVE PER CENT, was read the first time and referred to the Committee on Rules.

S. B. No. 134 By Messrs. Fowles, Stacey and Cox

AN ACT AMENDING SECTIONS 27-6-2, 27-6-7, 27-6-8, 27-6-12, 27-6-19, 27-6-26, UTAH CODE ANNOTATED 1953, AS AMENDED BY CHAPTER 45, LAWS OF UTAH 1953, SECTIONS 27-6-6 AND 27-6-27 UTAH CODE ANNOTATED 1953, AS AMENDED BY CHAPTER 44, LAWS OF UTAH 1955, SECTION 27-6-15, UTAH CODE ANNOTATED 1953, AS AMENDED BY CHAPTER 54, LAWS OF UTAH 1957, AND SECTIONS 27-6-9, 27-6-17, 27-6-20, UTAH CODE ANNOTATED 1953, AS AMENDED BY CHAPTER 46, LAWS OF UTAH 1959, PROVIDING FOR A CHANGE IN ROUTES OF CERTAIN STATE HIGHWAYS; AMENDING SECTION 27-6-11, UTAH CODE ANNOTATED 1953, AS AMENDED BY CHAPTER 45, LAWS OF UTAH, 1953, PROVIDING FOR THE ADDITION OF ROUTE NUMBER 93; AMENDING SECTION 27-6-23, UTAH CODE ANNOTATED 1953, AS AMENDED BY CHAPTER 45, LAWS OF UTAH 1953, PROVIDING FOR THE ADDITION OF ROUTE NUMBER 202; AMENDING SECTION 27-6-27.10 UTAH CODE ANNOTATED 1953, AS AMENDED BY CHAPTER 46, LAWS OF UTAH 1959, PROVIDING FOR THE ADDITION OF ROUTES 264, 265, 266, 267, 268, 269, 270, AND 279, was read the first time and referred to the Committee on Rules.

S. B. No. 135 By Messrs. Lloyd and Stacey

AN ACT AMENDING SECTION 41-2-19, UTAH CODE ANNOTATED 1953, RELATING TO DISCRETIONARY SUSPENSIONS AND REVOCATIONS OF DRIVER LICENSES, was read the first time and referred to the Committee on Rules.

S. B. No. 136 By Messrs. Lloyd and Stacey

AN ACT AMENDING SECTION 41-2-17, UTAH CODE ANNOTATED 1953, RELATING TO ABSTRACTS OF COURT RECORDS CONCERNING THE CONVICTION OF ANY PERSON FOR A MOVING TRAFFIC VIOLATION, was read the first time and referred to the Committee on Rules.

S. B. No. 137 By Messrs. Sowards, Cox and Bullen

AN ACT RELATING TO A SYSTEM OF WEIGHTS AND MEASURES, PROVIDING STANDARDS THAT SHALL GOVERN WEIGHING AND MEASURING EQUIPMENT, THE METHOD OF SALE OF COMMODITIES, OR COMMODITIES IN PACKAGE FORM THAT SHALL BE SOLD ONLY BY WEIGHT, MEASURE OF LENGTH OR AREA OR BY COUNT; AND REPEALING SECTIONS 5-6-1, 5-6-2, 5-6-3, 5-6-4, 5-6-5, 5-6-6, 5-6-7, 5-6-8, 5-6-9, 5-6-10, 5-6-11, 5-6-12, 5-6-13, 5-6-14, 5-6-15, 5-6-16, 5-6-17, 5-6-18, 5-6-19, 5-6-20, 5-6-21, 5-6-22, 5-6-23, 5-6-24, 5-6-25, 5-6-26, 5-6-27 AND 5-6-28, UTAH CODE ANNOTATED 1953, was read the first time and referred to the Committee on Rules.

PRESENTATION OF RESOLUTIONS

S. J. R. No. 13 By Messrs. Holman, Lloyd and Waddingham

A JOINT RESOLUTION OF THE SENATE AND HOUSE OF REPRESENTATIVES OF THE STATE OF UTAH, AUTHORIZING THE UTAH WATER AND POWER BOARD TO EXTEND FINANCIAL ASSISTANCE TO THE TOWN OF ESCALANTE, UTAH, TO RESTORE THE TOWN'S DOMESTIC WATER SUPPLY SYSTEM TO OPERATION, was read the first time.

CONSIDERATION OF BILLS ON THIRD READING

On motion of Senator Kerr, *S. B. No. 31* retained its position on the Third Reading Calendar.

S. B. No. 46 was read the third time.

On motion of Senator Hafen, *S. B. No. 46* retained its position on the Third Reading Calendar.

S. B. No. 39 was read the third time.

On motion of Senator Miller, *S. B. No. 39* was amended as follows:

Line 7, following the word "services", insert a comma and delete the word "and", and following the word "institution", delete the comma and insert the words "and insurance" in lieu thereof.

In line 9, following the word "after", delete the word "advertisement" and insert the word "calling" in lieu thereof.

S. B. No. 39 then passed on the following roll call:

Yeas, 18; Nays, 0; Absent, 7.

Those voting in the affirmative were: Senators Ashton, Barlow, Bullen, Clegg, Cox, Fowles, Hafen, Hammond, Hinton, Holman, Jenkins, Lloyd, Memmott, Miller, Schmiett, Sowards, Steen and Mr. President.

Absent and not voting: Senators Browning, Grover, Hopkin, Hunter, Kerr, Mantes and Stacey.

S. B. No. 39 was transmitted to the House.

On motion of Senator Holman, the rules were suspended and *S. J. R. No. 13* was read the second and third times and placed on its final passage.

S. J. R. No. 13 then passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 1.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter, Jenkins, Kerr, Lloyd, Memmott, Miller, Schmiett, Sowards, Stacey, Steen and Mr. President.

Absent and not voting: Senator Mantes.

S. J. R. No. 13 was transmitted to the House.

S. B. No. 40 was read the third time and placed on its final passage.

On motion of Senator Miller, *S. B. No. 40* was amended as follows:

Line 7, following the word "services" insert a comma and delete the word "and".

Line 8, following the word "education", delete the comma and insert the words "and insurance" in lieu thereof.

Line 9, following the word "after", delete the word "advertisement" and insert the word "calling" in lieu thereof.

S. B. No. 40 then passed on the following roll call:

Yeas, 19; Nays, 0; Absent, 6.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Hafen, Hammond, Hinton, Holman, Jenkins, Lloyd, Memmott, Miller, Schmiett, Sowards, Stacey, Steen and Mr. President.

Absent and not voting: Senators Fowles, Grover, Hopkin, Hunter, Kerr and Mantes.

S. B. No. 40 was transmitted to the House.

S. B. No. 45 was read the third time.

S. B. No. 45 then passed on the following roll call:

Yeas, 20; Nays, 2; Absent, 3.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Lloyd, Mantes, Memmott, Schmiett, Sowards, Stacey, Steen and Mr. President.

Those voting in the negative were: Senators Jenkins and Kerr.

Absent and not voting: Senators Hopkin, Hunter and Miller.

S. B. No. 45 was transmitted to the House.

On motion of Senator Hammond, the Senate recessed for 15 minutes.

The Senate re-assembled.

COMMUNICATIONS FROM THE HOUSE

January 26, 1961

Mr. President:

I am directed to request your honorable body to return to the House *H. B. No. 12*, by Messrs. Bowen, F. W. Gunnell, Sheffield, Aiken and C. H. Taylor, entitled, AN ACT AMENDING SECTION 58-23-11, UTAH CODE ANNOTATED 1953, AS ENACTED BY CHAPTER 115, LAWS OF UTAH 1957, RELATING TO CONTRACTORS; PROVIDING FOR THE ISSUANCE OF ADDITIONAL SPECIALTY CONTRACTORS' LICENSES FOR

A FEE OF $1.00 EACH, FOR FURTHER CONSIDERATION BY THE HOUSE.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

Upon the motion of Senator Mantes, the Business and Commerce Committee was discharged from further consideration of *H. B. No. 12.*

H. B. No. 12 was returned to the House.

SPECIAL ORDER

On motion of Senator Hunter, *S. B. No. 20* was made a Special Order of Business for Friday, 3:00 P.M.

CONSIDERATION OF BILLS ON THIRD READING

S. B. No. 62 was read the third time and placed on its final passage.

S. B. No. 62 then passed on the following roll call:

Yeas, 24; Nays, 0; Absent. 1.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter, Jenkins, Kerr, Lloyd, Mantes, Miller, Schmiett, Sowards, Stacey, Steen and Mr. President.

Absent and not voting: Senator Memmott.

S. B. No. 62 was transmitted to the House.

On motion of Sentor Hafen, *S. B. No. 46* was amended as follows:

On page 23, line 10, after the word "Corporation", insert the following: "or a commercial insurance company, subject to any applicable provision of law";

On motion of Senator Hafen, *S. B. No. 46* was amended as follows:

Page 33, line 15, strike the word "and" and after the figure 7-7-27 insert "and 7-7-37.1".

After line 14, insert:

"Section 64 – No savings and loan association, or building and loan association shall in or from this state, or to any person in this

state, make any representation, oral or written, that any of its shares, investment certificates, savings accounts or other obligations are insured or guaranteed, unless such shares, investment certificates, savings accounts, or other obligations are insured or guaranteed by an instrumentality of this state or of the United States or by a commercial insurance company admitted or non-admitted in this state and authorized by the law of this state to write such insurance or guarantee, and which commercial insurance company and the policy of insurance which it proposes to issue shall first have been approved by the Commissioner of Insurance of Utah with the advice and counsel of the Utah Bank Commissioner. Any commercial insurance company may be approved by the Commissioner of Insurance in his sound discretion. In determining whether any such company shall be qualified under the terms of this paragraph, the following requirements shall be deemed sufficient to qualify such company, unless the Commissioner of Insurance in his discretion determines that the proposed policy of insurance is unacceptable in any particular or particulars or that for good and sufficient reason the company is otherwise unacceptable:

(a) Such company is legally organized, qualified and operating under the laws of a state of the United States and pursuant to the rules and regulations of such state's insurance regulatory commission.

(b) Such company shall maintain an agent for service of process in the State of Utah, or otherwise render itself at all times available for suit in this state.

(c) Such company shall maintain capital and admitted surplus of not less than $400,000.00 which amount must be represented by cash and/or United States Government securities.

(d) Such capital and admitted surplus shall be pledged with an authorized agency of a state of the United States.

(e) Such company shall at all times maintain cash and/or United States Government securities of an amount in ratio to its share liability, so that such ratio shall exceed by at least 50% the corresponding ratio of the Federal Savings and Loan Insurance Corporation.

If such representation is made and such insurance or guaranty is by such a commercial company, such representation shall so state that it is insured by a commercial company and such statement shall be displayed as prominently and as clearly as such representation that it is insured."

Beginning with section 64 the sections were renumbered.

Line 15 of the title, strike the word "AND" and after the figure 7-7-27 insert "AND 7-7-37.1".

S. B. No. 46 then passed on the following roll call:

Yeas, 22; Nays, 0; Absent, 3.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Grover, Hafen, Hammond, Hinton, Holman, Hunter, Jenkins, Lloyd, Mantes, Memmott, Miller, Schmiett, Sowards, Stacey, Steen and Mr. President.

Absent and not voting: Senators Fowles, Hopkin and Kerr.

S. B. No. 46 was transmitted to the House.

On motion of Senator Lloyd, the rules were suspended and the Senate voted to now consider *S. B. No. 21*.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 21 was read the second time.

Committee report read and adopted.

On motion of Senator Lloyd, the rules were suspended and the Senate voted to now consider *S. B. No. 34*.

S. B. No. 34 was read the second time.

Committee report read and adopted.

On motion of Senator Grover, the Senate adjourned until 9:00 A.M., Friday, January 27, 1961.

NINETEENTH DAY

MORNING SESSION

January 27, 1961

The Senate was called to order at 9:00 A.M. President Waddingham in the chair.

Roll Call – All Senators present, except Senators Hunter and and Mantes, and Senator Lloyd, excused.

The Prayer was offered by the Chaplain.

January 27, 1961

Mr. President:

Your Committee on Revision of the Journal respectfully reports that we have read the Journal for the eighteenth day and find it correct with minor amendments noted on the final copy.

Respectfully,

LELAND SOWARDS,
Chairman

Report adopted and filed.

COMMUNICATIONS FROM THE HOUSE

January 25, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *S. C. R. 3*, A CONCURRENT RESOLUTION OF WELCOME TO THE AMERICAN NATIONAL CATTLEMEN'S ASSOCIATION, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. C. R. No. 3 was transmitted to the Governor.

January 26, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *S. B. No. 2*, HIGHWAY PATROL RETIREMENT PROGRAM, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 2 was transmitted to the Governor.

January 26, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *S. B. No. 22*, INDIAN LIVESTOCK BRANDS, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 22 was transmitted to the Governor.

REPORTS OF STANDING COMMITTEES

January 26, 1961

Mr. President:

Your Committee on Labor, to which was referred *S. B. No. 54*, by Mr. Grover, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

WENDELL GROVER,
Chairman

Report filed.

S. B. No. 54 was placed on the Second Reading Calendar.

January 26, 1961

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 83*, by Messrs. Hinton and Hafen, has carefully considered said bill and reports the same out favorably.

Respectfully,

SHERMAN P. LLOYD,
Chairman

Report filed.

S. B. No. 83 was placed on the Second Reading Calendar.

January 26, 1961

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 91*, by Messrs. Browning and Barlow, has carefully considered said bill and reports the same out favorably.

Respectfully,

SHERMAN P. LLOYD,
Chairman

Report filed.

S. B. No. 91 was placed on the Second Reading Calendar.

January 26, 1961

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 28*, by Messrs. Fowles, Clegg and Barlow, has carefully considered said bill and reports the same out favorably.

Respectfully,
SHERMAN P. LLOYD,
Chairman

Report filed.

S. B. No. 28 was placed on the Second Reading Calendar.

January 26, 1961

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 93*, by Mr. Barlow, has carefully considered said bill and reports the same out favorably.

Respectfully,
SHERMAN P. LLOYD,
Chairman

Report filed.

S. B. No. 93 was placed on the Second Reading Calendar.

January 26, 1961

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 60*, by Messrs. Barlow and Hafen, has carefully considered said bill and reports the same out favorably.

Respectfully,
SHERMAN P. LLOYD,
Chairman

Report filed.

S. B. No. 60 was placed on the Second Reading Calendar.

January 26, 1961

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 17*, by Mr. Jenkins, has carefully considered said bill and reports the same out favorably.

Respectfully,
SHERMAN P. LLOYD,
Chairman

Report filed.

S. B. No. 17 was placed on the Second Reading Calendar.

January 26, 1961

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 59*, by Messrs. Barlow and Hafen, has carefully considered said bill and reports the same out favorably.

Respectfully,

SHERMAN P. LLOYD,
Chairman

Report filed.

S. B. No. 59 was placed on the Second Reading Calendar.

January 26, 1961

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 52*, by Messrs. Hafen and Bullen, has carefully considered said bill and reports the same out favorably.

Respectfully,

SHERMAN P. LLOYD,
Chairman

Report filed.

S. B. No. 52 was placed on the Second Reading Calendar.

January 26, 1961

Mr. President:

Your Committee on Revenue and Taxation, to which was referred *S. B. No. 85*, by Mr. Grover, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

FRANK M. BROWNING,
Chairman

Report filed.

S. B. No. 85 was placed on the Second Reading Calendar.

January 26, 1961

Mr. President:

Your Committee on Revenue and Taxation, to which was referred *S. B. No. 99*, by Messrs. Hunter and Steen, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

FRANK M. BROWNING,
Chairman

Report filed.

S. B. No. 99 was placed on the Second Reading Calendar.

January 25, 1961

Mr. President:

Your Rules Committee, to which were referred

S. B. No. 114	Public Health, Welfare and Institutions
S. B. No. 115	State, Federal and Military Affairs
S. B. No. 116	Fish and Game
S. J. R. No. 12	State, Federal and Military Affairs
S. C. R. No. 2	Agriculture and Irrigation

reports the same back with a few minor changes assented to by the authors and recommends the same be printed.

Respectfully,

HAVEN J. BARLOW,
Chairman

Report adopted and filed.

The above bills were ordered printed and referred to the committees indicated.

January 26, 1961

Mr. President:

Your Rules Committee, to which were referred

S. B. No. 117	Agriculture and Irrigation
S. B. No. 118	Business and Commerce
S. B. No. 119	Agriculture and Irrigation
S. B. No. 120	Political Subdivision
S. B. No. 121	State, Federal and Military Affairs
S. B. No. 122	State, Federal and Military Affairs
S. B. No. 123	Judiciary
S. B. No. 124	State, Federal and Military Affairs
S. B. No. 125	Revenue and Taxation
S. B. No. 126	Business and Commerce
S. B. No. 127	Salaries
S. B. No. 128	Salaries
S. B. No. 129	Agriculture and Irrigation
S. B. No. 130	State, Federal and Military Affairs

reports the same back with a few minor changes assented to by the authors and recommends the same be printed.

Respectfully,

HAVEN J. BARLOW,
Chairman

Report adopted and filed.

The above bills were ordered printed and referred to the committees indicated.

INTRODUCTION OF BILLS

S. B. No. 138 By Messrs. Grover and Bullen

AN ACT RELATING TO THE PRACTICE OF FITTING AND DEALING IN HEARING AIDS; PROVIDING FOR THE EXAMINATION, LICENSING AND CONDUCT OF PERSONS LICENSED UNDER THIS ACT; PROVIDING FOR A REPRESENTATIVE COMMITTEE TO ASSIST THE DEPARTMENT OF BUSINESS REGULATION; PROVIDING FOR THE REGULATION OF THOSE SUBJECT TO THIS ACT BY THE DEPARTMENT OF BUSINESS REGISTRATION; AND AMENDING SECTION 58-1-5, UTAH CODE ANNOTATED 1953, AS AMENDED BY CHAPTERS 33, 95, 96, 97, AND 105, LAWS OF UTAH 1953; AND BY CHAPTER 115, LAWS OF UTAH 1957, AND BY CHAPTERS 100, 101, AND 102, LAWS OF UTAH 1959, was read the first time and referred to the Committee on Rules.

S. B. No. 139 By Messrs. Steen and Mantes

AN ACT AMENDING SECTION 32-8-46, UTAH CODE ANNOTATED 1953, RELATING TO PROPERTY USED IN CONNECTION WITH VIOLATIONS OF THE LIQUOR CONTROL ACT, AND ENACTING NEW SECTIONS AS ADDITIONS TO TITLE 32, UTAH CODE ANNOTATED 1953, TO BE KNOWN AS SECTIONS 32-8-60 THROUGH, TO AND INCLUDING SECTION 32-8-96, UTAH CODE ANNOTATED 1953, RELATING TO THE REGULATION, CONSUMPTION AND SALE OF INTOXICATING LIQUOR BY THE DRINK, was read the first time and referred to the Committee on Rules.

On motion of Senator Cox, the Senate recessed until 2:00 P.M.

AFTERNOON SESSION

The Senate re-assembled.

President Waddingham in the chair.

COMMUNICATION

January 25, 1961

Honorable Thorpe Waddingham
President of the Senate
State Capitol Building
Salt Lake City, Utah

Dear Senator Waddingham:

Please know that any member of the Senate who is visiting in Salt Lake City, or local members who do not have a family physician, may be assured of prompt and capable medical assistance by calling Mr. Harold Bowman, Executive Secretary of the Utah State Medical Association, at EL 5-7477.

Possibly you will want to leave this telephone number with the clerk of the Senate for future reference.

Very sincerely,

HAROLD BOWMAN,

Executive Secretary

Communication filed.

COMMUNICATIONS FROM THE HOUSE

January 26, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, *S. J. R. No. 13*, entitled, A JOINT RESOLUTION OF THE SENATE AND HOUSE OF REPRESENTATIVES OF THE STATE OF UTAH, AUTHORIZING THE UTAH WATER AND POWER BOARD TO EXTEND FINANCIAL ASSISTANCE TO THE TOWN OF ESCALANTE, UTAH, TO RESTORE THE TOWN'S DOMESTIC WATER SUPPLY SYSTEM TO OPERATION, and the same is returned herewith for your further action.

Respectfully,

T. H. McMULLIN,

Chief Clerk

Communication filed.

S. J. R. No. 13 was referred to the Committee on Rules to be enrolled and engrossed.

January 27, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, *H. J. R. 10,* entitled, A JOINT RESOLUTION OF THE SENATE AND HOUSE OF REPRESENTATIVES OF THE STATE OF UTAH, EXPRESSING APPRECIATION TO THE UNITED STATES STEEL CORPORATION, AND ASHWORTH TRANSFER, INC., and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. J. R. No. 10 was read the first time.

On motion of Senator Holman, the rules were suspended and *H. J. R. No. 10* was read the second and third times and placed on its final passage.

H. J. R. No. 10 then passed on the following roll call:

Yeas, 20; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hunter, Jenkins, Memmott, Schmiett, Sowards, Stacey, Steen and Mr. President.

Absent and not voting: Senators Hopkin, Kerr, Lloyd, Mantes and Miller.

H. J. R. No. 10 was returned to the House for further action.

January 26, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 19,* entitled, POSTED HUNTING AREA FEE, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 19 was read the first time and referred to the Committee on Fish and Game.

REPORTS OF STANDING COMMITTEES

January 26, 1961

Mr. President:

Your Committee on Industry, to which was referred S. *B. No. 92*, by Messrs. Steen and Lloyd, has carefully considered said bill and reports the same out favorably.

Respectfully,

CLYDE L. MILLER,
Chairman

Report filed.

S. B. No. 92 was placed on the Second Reading Calendar.

January 27, 1961

Mr. President:

Your Committee on Industry, to which was referred S. *B. No. 19*, by Messrs. Hunter and Hopkin, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

CLYDE L. MILLER,
Chairman

Report filed.

S. B. No. 19 was placed on the Second Reading Calendar.

January 27, 1961

Mr. President:

Your Committee on Labor, to which was referred S. *B. No. 61*, by Mr. Grover, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

WENDELL GROVER,
Chairman

Report filed.

S. B. No. 61 was placed on the Second Reading Calendar.

January 27, 1961

Mr. President:

Your Committee on Labor, to which was referred S. *B. No. 78*, by Messrs. Memmott, Ashton, Hinton and Hunter, has carefully considered said bill and reports the same out favorably.

Respectfully,

WENDELL GROVER,
Chairman

Report filed.

S. B. No. 78 was placed on the Second Reading Calendar.

January 26, 1961

Mr. President:

Your Committee on Fish and Game, to which was referred *S. B. No. 70*, by Messrs. Fowles and Bullen, has carefully considered said bill and reports the same out favorably.

Respectfully,
FRANK C. MEMMOTT,
Chairman

Report filed.

S. B. No. 70 was placed on the Second Reading Calendar.

January 27, 1961

Mr. President:

Your Committee on Education, to which was referred *H. B. No. 7*, by Messrs. Evans, Ballif, Brockbank, Anderson and Mickelson, has carefully considered said bill and reports the same out favorably.

Respectfully,
HARVARD R. HINTON,
Chairman

Report filed.

H. B. No. 7 was placed on the Second Reading Calendar.

January 27, 1961

Mr. President:

Your Committee on Agriculture and Irrigation, to which was referred *S. B. No. 102*, by Messrs. Hopkins and Sowards, has carefully considered said bill and reports the same out favorably with the following corrections:

Page 4, line 27: Insert the word "pharmaceutical" after the word "dental".

Delete line 33 of page 4.

Page 5, line 1, captalize the first word, "Registered", and add "s" to the word "pharmacist".

Page 5, line 12, add "out" to the word "with".

Page 7, after line 8 enter a new section 11 as follows:

> Section 11, Nothing in this act shall be construed to prohibit any person from engaging in the normal husbandry and management of farm animals.

Renumber the following sections accordingly.

Respectfully,
LELAND SOWARDS,
Chairman

Report filed.

S. B. No. 102 was placed on the Second Reading Calendar.

INTRODUCTION OF BILLS

S. B. No. 140 By Messrs. Fowles, Jenkins and Ashton

AN ACT AMENDING SECTIONS 39-1-18 AND 39-1-21, UTAH CODE ANNOTATED 1953, AS AMENDED BY CHAPTER 64, LAWS OF UTAH 1955, AND CHAPTER 69, LAWS OF UTAH 1957, RELATING TO THE DUTIES, QUALIFICATIONS AND SALARY OF THE ASSISTANT ADJUTANT GENERAL, THE DUTIES, QUALIFICATIONS AND SALARY OF THE PERSONNEL OFFICER, AND THE SALARY, BOND AND DUTIES OF THE ADJUTANT GENERAL. CHANGING THE SALARY OF THE ASSISTANT ADJUTANT GENERAL TO BE COMMENSURATE WITH THE PAY AND ALLOWANCES OF A LIEUTENANT COLONEL WITH 20 YEARS' SERVICE, CHANGING THE SALARY OF THE PERSONNEL OFFICER TO BE COMMENSURATE WITH THE PAY AND ALLOWANCES OF A CAPTAIN WITH 20 YEARS' SERVICE AND CHANGING THE SALARY OF THE ADJUTANT GENERAL TO BE COMMENSURATE WITH THE PAY AND ALLOWANCES OF A COLONEL WITH 20 YEARS' SERVICE, was read the first time and referred to the Committee on Rules.

S. B. No. 141 By Messrs. Grover and Hafen

AN ACT AMENDING SECTION 28-1-1, UTAH CODE ANNOTATED 1953, RELATING TO HOMESTEAD EXEMPTIONS, was read the first time and referred to the Committee on Rules.

S. B. No. 142 By Messrs. Lloyd and Clegg

AN ACT AMENDING SECTION 67-1-7, UTAH CODE ANNOTATED 1953, RELATING TO THE GOVERNOR'S BUDGET, was read the first time and referred to the Committee on Rules.

S. B. No. 143 By Messrs. Jenkins and Lloyd

AN ACT TO ESTABLISH THE OFFICE OF GOVERNOR-ELECT: TO PROVIDE FOR AN APPROPRIATION FOR PRE-INAUGURAL EXPENSES OF THE GOVERNOR-ELECT AND TO PROVIDE FOR AUTHORITY TO MAKE PROPER INVESTIGATION OF BUDGET MATTERS, was read the first time and referred to the Committee on Rules.

PRESENTATION OF RESOLUTIONS

S. J. R. No. 14 By Messrs. Hammond, Cox and Hinton

A RESOLUTION COMMENDING THE R.O.T.C. UNITS OF THE SALT LAKE CITY HIGH SCHOOLS FOR THEIR PARTICIPATION IN

THE FUNERALS AND BURIALS OF VETERANS OF THE ARMED FORCES OF THE UNITED STATES, was read the first time and referred to the Committee on Rules.

UNFINISHED BUSINESS

S. B. No. 21 and *S. B. No. 34*, as unfinishd business, were before the Senate.

On motion of Senator Jenkins, the Senate recessed for 10 minutes.

The Senate re-assembled.

On motion of Senator Hopkin, *S. B. Nos. 21, 34, 49* and *50* were made a Special Order of Business for Tuesday, 2:30 P.M., January 31, 1961.

SPECIAL ORDER

S. B. No. 20, being a Special Order of Business, was before the Senate.

On motion of Senator Hunter, *S. B. No. 20* was amended as follows:

Line 4 after "23-7-11," strike the balance of line 4 and all of lines 5, 6, 7, 8 and 9, and insert the following in lieu thereof:

"A nonresident may obtain a license to angle for fish upon paying a fee according to the following schedule:

(a) $4.00 for a period of five days or less, from and including the date of issuance;

(b) $5.00 for a period of six days from and including the date of issuance;

(c) $6.00 for a period of seven days from and including the date of issuance;

(d) $7.00 for a period of eight days from and including the date of issuance;

(e) $8.00 for a period of nine days from and including the date of issuance;

(f) $9.00 for a period of ten days from and including the date of issuance.

For periods in excess of ten days, the provisions of section 23-7-12, Utah Code Annotated 1953, as enacted by Chapter 39, Section 2, Laws of Utah 1953, are applicable."

S. B. No. 20 was placed on the Third Reading Calendar on the following roll call:

Yeas, 18; Nays, 4; Absent, 3.

Those voting in the affirmative were: Senators Ashton, Barlow, Bullen, Cox, Fowles, Grover, Hammond, Hinton, Hopkin, Hunter, Lloyd, Mantes, Memmott, Miller, Schmiet, Sowards, Stacey and Mr. President.

Those voting in the negative were: Senators Clegg, Hafen, Holman and Jenkins.

Absent and not voting: Senators Browning, Kerr and Steen.

CONSIDERATION OF BILLS ON THIRD READING

S. B. No. 31, having been previously read the third time, was before the Senate.

On motion of Senator Schmiett, *S. B. No. 31* retained its position on the Third Reading Calendar.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 33 was read the second time.

Committee report read and adopted.

S. B. No. 33 was placed on the Third Reading Calendar on the following roll call:

Yeas, 18; Nays, 0; Absent, 7.

Those voting in the affirmative were: Senators Ashton, Barlow, Bullen, Clegg, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hunter, Jenkins, Lloyd, Memmott, Miller, Schmiet, Sowards and Stacey.

Absent and not voting: Senators Browning, Cox, Kerr, Hopkin, Mantes, Steen and Mr. President.

On motion of Senator Grover, the rules were suspended and the Senate voted to now consider *S. J. R. No. 6.*

S. J. R. No. 6 was read the second time.

Committee report read and adopted.

S. J. R. No. 6 was placed on the Third Reading Calendar on the following roll call:

Yeas, 20; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Ashton, Barlow, Bullen, Clegg, Cox,, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter, Jenkins, Lloyd, Memmott, Miller, Schmiett, Sowards and Stacey.

Absent and not voting: Senators Browning, Kerr, Mantes, Steen and Mr. President.

REPORTS OF STANDING COMMITTEES

January 26, 1961

Mr. President:

Your Committee on Rules, to which has been referred *S. J. R. No. 13*, entitled, A JOINT RESOLUTION OF THE SENATE AND HOUSE OF REPRESENTATIVES OF THE STATE OF UTAH, AUTHORIZING THE UTAH WATER AND POWER BOARD TO EXTEND FINANCIAL ASSISTANCE TO THE TOWN OF ESCALANTE, UTAH, TO RESTORE THE TOWN'S DOMESTIC WATER SUPPLY SYSTEM TO OPERATION, has examined and carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,

HAVEN J. BARLOW,
Chairman

Committee report adopted and filed.

S. J. R. No. 13 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

On motion of Senator Lloyd, *S. B. No. 17* and *S. B. No. 93* were withdrawn from the Second Reading Calendar and returned to the Judiciary Committee.

On motion of Senator Grover, the Senate adjourned until 2:00 P.M., Monday, January 30, 1961.

TWENTY-SECOND DAY

AFTERNOON SESSION

January 30, 1961

The Senate was called to order at 2:00 P.M. President Waddingham in the chair.

Roll Call – All Senators present.

The Prayer was offered by Reverend C. Sumpter Logan, of the Trinity Presbyterian Church, Ogden, Utah.

January 30, 1961

Mr. President:

Your Committee on Revision of the Journal respectfully reports that we have read the Journal for the nineteenth day and find it correct with minor amendments noted on the final copy.

Respectfully,

LELAND SOWARDS,
Chairman

Report adopted and filed.

On motion of Senator Browning, the Senate voted to have His Excellency, Ardeshir Zahedi, Iranian ambassador to America, address the Senate at 2:00 P.M., Wednesday, February 1, 1961.

COMMUNICATIONS FROM THE HOUSE

January 30, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *S. J. R. No. 13*, A JOINT RESOLUTION OF THE SENATE AND HOUSE OF REPRESENTATIVES OF THE STATE OF UTAH, AUTHORIZING THE UTAH WATER AND POWER BOARD TO EXTEND FINANCIAL ASSISTANCE TO THE TOWN OF ESCALANTE, UTAH, TO RESTORE THE TOWN'S DOMESTIC WATER SUPPLY SYSTEM TO OPERATION, and the same is forwarded herewith for transmission to the Secretary of State.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. J. R. No. 13 was transmitted to the Secretary of State.

January 27, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 2*, by Messrs. Lundell and Collard, entitled, SHORTEN HUNTING SEASON, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 2 was read the first time and referred to the Committee on Fish and Game.

January 27, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 13*, entitled, CONTRACTORS LICENSE FUND, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 13 was read the first time and referred to the Committee on Business and Commerce.

January 27, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 26*, entitled, INTESTATE SUCCESSION, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 26 was read the first time and referred to the Committee on Judiciary.

January 27, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 32*, entitled, CORRUPT PRACTICES SUITS – ATTORNEY'S FEE, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 32 was read the first time and referred to the Committee on Judiciary.

January 27, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 42*, entitled, WAGE SUITS – ATTORNEY FEES, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 42 was read the first time and referred to the Committee on Judiciary.

REPORTS OF STANDING COMMITTEES

January 27, 1961

Mr. President:

Your Rules Committee, to which were referred

S. B. No. 131	State and Federal Affairs, Military Affairs and Civil Defense
S. B. No. 132	Labor
S. B. No. 133	Revenue and Taxation
S. B. No. 134	Highways and Aeronautics
S. B. No. 135	Highways and Aeronautics
S. B. No. 136	Judiciary
S. B. No. 137	Business and Commerce
S. B. No. 138	Business and Commerce
S. B. No. 139	State and Federal Affairs, Military Affairs and Civil Defense

reports the same back with a few minor changes assented to by the authors and recommends the same be printed.

Respectfully,

HAVEN J. BARLOW,
Chairman

Report adopted and filed.

The above bills were ordered printed and referred to the committees indicated.

January 30, 1961

Mr. President:

Your Committee on Salaries, to which was referred *S. B. No. 29*, by Messrs. Browning and Bullen, has carefully considered said bill and reports the same out favorably.

Respectfully,

ERNEST G. MANTES,
Chairman

Report filed.

On motion of Senator Hinton, *S. B. No. 29* was placed on the Second Reading Calendar to follow *S. B. No. 94*.

INTRODUCTION OF BILLS

S. B. No. 144 By Messrs. Sowards and Hafen

AN ACT APPROPRIATING $30,000 TO THE STATE BOARD OF EDUCATION TO FACILITATE THE PROGRAM OF CURRICULUM CONSTRUCTION AND REVISION CONDUCTED UNDER THE DIRECTION OF THE STATE COURSE OF STUDY COMMISSION AND THE STATE DEPARTMENT OF EDUCATION, was read the first time and referred to the Committee on Rules.

S. B. No. 145 By Messrs. Browning, Fowles, Bullen and Lloyd

AN ACT CREATING A BOARD OF TRUSTEES OF WEBER COLLEGE: TO PROVIDE FOR A TRANSFER OF WEBER COLLEGE FROM CONTROL BY THE STATE BOARD OF EDUCATION TO CONTROL BY THE BOARD OF TRUSTEES: TO DEFINE THE AUTHORITY AND RESPONSIBILITIES OF THE BOARD AND REPEALING SECTIONS 53-33-4, 53-33-5, 53-33-52, 53-33-5b, 53-33-5c, 53-33-5d, AND 53-33-6, UTAH CODE ANNOTATED 1953, REPLACEMENT VOLUME, was read the first time and referred to the Committee on Rules.

S. B. No. 146 By Messrs. Steen and Mantes

AN ACT ENACTING A NEW SECTION TO BE KNOWN AS SECTION 20-11-26, UTAH CODE ANNOTATED 1953, PROVIDING FOR INITIATIVE AND REFERENDUM FOR COUNTIES, was read the first time and referred to the Committee on Rules.

S. B. No. 147 By Messrs. Sowards and Holman

AN ACT RELATING TO THE SUPPLIERS OF ELECTRICITY; PROVIDING FOR THE ELIMINATION OF UNNECESSARY DUPLICATION OF ELECTRICAL DISTRIBUTION LINES AND SERVICES, was read the first time and referred to the Committee on Rules.

PRESENTATION OF RESOLUTIONS

S. J. R. No. 15 By Messrs. Cox, Hunter and Jenkins

A JOINT RESOLUTION RATIFYING AN AMENDMENT TO THE CONSTITUTION OF THE UNITED STATES OF AMERICA PROPOSED BY THE JOINT RESOLUTION OF THE SENATE AND HOUSE OF REPRESENTATIVES OF THE UNITED STATES PROVIDING FOR ELECTORS FOR PRESIDENT AND VICE PRESIDENT OF THE UNITED STATES FOR THE DISTRICT OF COLUMBIA, was read the first time and referred to the Committee on Rules.

On motion of Senator Hammond, the Senate recessed to meet with the House in Joint Convention to hear Mrs. Ted Burnett, President of the Utah League of Women Voters and further voted that after the Joint Convention has been dissolved the Senate will immediately re-convene.

JOINT CONVENTION

The Joint Convention was called to order by the President of the Senate.

The Roll Call showed a quorum of Senate and House members present.

The prayer was given by Reverend C. Sumpter Logan, Trinity Presbyterian Church, Ogden, Uath.

President Waddingham introduced to the Joint Convention Mrs. Ted Burnett, President of the Utah League of Women Voters, who then addressed the Joint Convention.

On motion of Representative Gunnell, the Joint Convention was dissolved.

The Senate re-assembled.

President Waddingham in the chair.

CONSIDERATION OF BILLS ON THIRD READING

S. B. No. 31, having been read previously for the third time, was before the Senate.

On motion of Senator Schmiett, *S. B. No. 31* was amended as follows:

On page 9, after line 28, insert the following paragraph:

> Capital improvements shall be specified by Ordinance. The ordinance shall be published or posted as provided by law and shall be in full force and effect within twenty-one days thereafter. If within said twenty-one day period a petition signed by voters qualified to vote thereon, as provided in Section 55-3-13, is filed with the City Recorder of the City, the City shall call a special election in the manner provided by said Section 55-3-13.

On motion of Senator Kerr, *S. B. No. 31* was amended as follows:

Page 1, line 8, after the figures "10-10-73" delete the word "and".

Page 1, line 8, after the figures "10-10-74", insert the word and figures "and 10-10-75".

Page 22, after line 21, insert a new section, 10-10-75, to read: "10-10-75. The city auditor in cities having an auditor, and in all other cities the city recorder, shall prepare and publish, on or before the first Monday in October of each year, in some newspaper having general circulation in the city, a detailed statement of the financial condition of the city, and of all the revenues and expenditures for the previous year.".

S. *B. No. 31* then passed on the following roll call:

Yeas, 20; Nays, 3; Absent, 2.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hopkin, Jenkins, Kerr, Mantes, Memmott, Miller, Schmiett, Sowards, Stacey and Mr. President.

Those voting in the negative were: Senators Bullen (explained vote), Clegg and Hunter.

Absent and not voting: Senators Lloyd and Steen.

S. *B. No. 31* was transmitted to the House.

On motion of Senator Hunter, S. *B. No. 20* retained its position on the Third Reading Calendar.

S. *B. No. 33* was read the third time and placed on its final passage.

S. *B. No. 33* then passed on the following roll call:

Yeas, 23; Nays, 0; Absent, 2.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter, Jenkins, Kerr, Mantes, Memmott, Miller, Schmiett, Sowards, Stacey and Mr. President.

Absent and not voting: Senators Lloyd and Steen.

S. *B. No. 33* was transmitted to the House.

S. *J. R. No. 6* was read the third time and placed on its final passage.

S. *J. R. No. 6* then passed on the following roll call:

Yeas, 23; Nays, 0; Absent, 2.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman,

Hopkin, Jenkins, Kerr, Mantes, Memmott, Miller, Schmiett, Sowards, Stacey, Steen and Mr. President.

Absent and not voting: Senators Hunter and Lloyd.

S. J. R. No. 6 was transmitted to the House.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 1 was read the second time.

Committee report read and adopted.

On motion of Senator Jenkins, the Senate adjourned until 10:00 A.M., Tuesday, January 31, 1961.

TWENTY-THIRD DAY

MORNING SESSION

January 31, 1961

The Senate was called to order at 10:00 A.M. President Waddingham in the chair.

Roll Call – All Senators present, except Senator Miller, excused.

The Prayer was offered by the Chaplain.

January 31, 1961

Mr. President:

Your Committee on Revision of the Journal respectfully reports that we have read the Journal for the twenty-second day and find it correct with minor amendments noted on the final copy.

Respectfully,

LELAND SOWARDS,
Chairman

Report adopted and filed.

Upon the motion of Senator Hinton, the Senate voted to send an appropriate statement of condolences to the family of Hamilton Gardner, former member and President of the Senate.

On motion of Senator Hammond, the Senate recessed until 2:00 P.M.

AFTERNOON SESSION

The Senate re-assembled.

President Waddingham in the chair.

COMMUNICATIONS FROM THE HOUSE

January 30, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 45*, entitled, MECHANIC'S LIENS – ATTORNEY'S FEES, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 45 was read the first time and referred to the Committee on Judiciary.

January 30, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 55*, entitled, FEES OF REGISTRATION AGENTS, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 55 was read the first time and referred to the Committee on State and Federal Affairs, Military Affairs and Civil Defense.

January 30, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 68*, entitled, ELECTION SUPPLIES, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 68 was read the first time and referred to the Committee on State and Federal Affairs, Military Affairs and Civil Defense.

January 31, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 39*, by Mr. K. S. Gardner, entitled, REGULATING SALE OF TREATED GRAINS, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 39 was read the first time and referred to the Committee on Agriculture and Irrigation.

January 31, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 40*, by Mr. K. S. Gardner, entitled, DEFINE INSECTICIDES, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 40 was read the first time and referred to the Committee on Agriculture and Irrigation.

January 31, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 41*, by Mr. K. W. Gardner,

entitled, LEGISLATOR'S MILEAGE, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,

Chief Clerk

Communication filed.

H. B. No. 41 was read the first time and referred to the Committee on State and Federal Affairs, Military Affairs and Civil Defense.

January 31, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. J. R. No. 6*, by Mrs. Vance, entitled, DIRECT ATTENTION TO EMPLOYMENT OF SCHOOL AGE YOUTH, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,

Chief Clerk

Communication filed.

H. J. R. No. 6 was read the first time and referred to the Committee on Education.

January 31, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. J. R. No. 10*, entitled, A JOINT RESOLUTION OF THE SENATE AND HOUSE OF REPRESENTATIVES OF THE STATE OF UTAH, EXPRESSING APPRECIATION TO THE UNITED STATES STEEL CORPORATION, AND ASHWORTH TRANSFER, INC., and the same is transmitted herewith for the signature of the President.

Respectfully,

T. H. McMULLIN,

Chief Clerk

Communication filed.

H. J. R. No. 10 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

COMMUNICATION

(Telegram)

Washington, D. C.
January 30, 1961

Honorable Thorpe Waddingham
President of the Utah State Senate
State Capitol
Salt Lake City, Utah

Latest State-by-State information in Washington indicates proposed constitutional amendment to allow District of Columbia residents to vote for President and Vice-President has not been introduced in Utah State Senate or House of Representatives. The legislatures of seven states have already ratified this amendment, and action has been taken on it in seven others. At the present time the District's 500,000 eligible voters are disenfranchised. It is a basic American principal that no American entitled to the vote be denied this privilege. Utah's traditional adherence to the concepts of freedom and justice should put our state in the forefront of the ratification drive. May I therefore urge immediate attention to the matter.

FRANK E. MOSS,
United States Senator

Communication filed.

REPORTS OF STANDING COMMITTEES

January 31, 1961

Mr. President:

Your Committee on State and Federal Affairs, Military Affairs and Civil Defense, to which was referred *S. J. R. No. 1*, by Messrs. Fowles, Browning and Lloyd, has carefully considered said bill and reports the same out favorably.

Respectfully,
BRUCE S. JENKINS,
Chairman

Report filed.

S. J. R. No. 1 was placed on the Second Reading Calendar.

January 31, 1961

Mr. President:

Your Committee on State and Federal Affairs, Military Affairs and Civil Defense, to which was referred *S. B. No. 67*, by Messrs. Grover, Jenkins and Kerr, has carefully considered said bill and reports the same out favorably.

Respectfully,
BRUCE S. JENKINS,
Chairman

Report filed.

S. B. No. 67 was placed on the Second Reading Calendar.

REPORTS OF SPECIAL COMMITTEES

January 31, 1961

Dear Mr. President:

Your Committee on Joint Rules has met with the House and agreed on the final draft for Joint Rules for this session, copies of which have been distributed to the members of this body.

We urge immediate consideration and adoption of the Joint Rules in order that they might be printed and bound as soon as possible.

Respectfully,

SENATOR R. LA VAUN COX,
Chairman

Committee report read and adopted.

INTRODUCTION OF BILLS

S. B. No. 148 By Messrs. Hafen and Fowles

A UNIFORM ACT RELATING TO THE TRANSFER OF SECURITIES BY FIDUCIARIES AND PROVIDING FOR THE SIMPLIFICATION OF SUCH TRANSFERS; REPEALING SECTION 22-1-3, UTAH CODE ANNOTATED 1953, was read the first time and referred to the Committee on Rules.

S. B. No. 149 By Messrs. Kerr, Fowles and Hafen

AN ACT AMENDING SECTION 67-8-1, UTAH CODE ANNOTATED 1953, AS AMENDED BY CHAPTER 146, LAWS OF UTAH 1957, SECTION 67-8-9, UTAH CODE ANNOTATED 1953, AS AMENDED BY CHAPTER 152, LAWS OF UTAH 1957, SECTION 7-1-1, UTAH CODE ANNOTATED 1953, SECTION 31-2-2, UTAH CODE ANNOTATED 1953, AS AMENDED BY CHAPTER 2, LAWS OF UTAH 1959, SECTION 63-10-21, UTAH CODE ANNOTATED 1953, AS ENACTED BY CHAPTER 133, LAWS OF UTAH 1957, AND SECTION 65-1-3.1, UTAH CODE ANNOTATED 1953, AS AMENDED BY CHAPTER 145, LAWS OF UTAH 1957, RELATING TO SALARIES OF STATE OFFICERS, PROVIDING FOR A MINIMUM AND A MAXIMUM SALARY FOR APPOINTIVE OFFICERS, TO BE DETERMINED BY THE BOARD OF EXAMINERS, was read the first time and referred to the Committee on Rules.

S. B. No. 150 By Messrs. Hafen and Jenkins

AN ACT AUTHORIZING IMMEDIATE CONSTRUCTION OF THE UNIVERSITY OF UTAH MEDICAL CENTER AND FACILITATING

PAYMENT BY A LOAN THROUGH THE UTAH BOARD OF LOAN COMMISSIONERS, was read the first time and referred to the Committee on Rules.

S. B. No. 151 By Messrs. Hammond and Hafen

AN ACT AMENDING SECTION 76-31-1, UTAH CODE ANNOTATED 1953, AS AMENDED BY CHAPTER 76, LAWS OF UTAH 1953; PROVIDING PENALTY FOR DEFRAUDING LANDLORD FOR SERVICES OR ACCOMMODATIONS RENDERED, was read the first time and referred to the Committee on Rules.

S. B. No. 152 By Messrs. Hammond and Hafen

AN ACT AMENDING SECTION 38-2-2, UTAH CODE ANNOTATED 1953, AS AMENDED BY CHAPTER 61, LAWS OF UTAH 1953, CREATING A LANDLORD'S LIEN ON PERSONAL PROPERTY, was read the first time and referred to the Committee on Rules.

S. B. No. 153 By Messrs. Memmott and Jenkins

AN ACT AMENDING SECTIONS 41-6-46, UTAH CODE ANNOTATED 1953, AS AMENDED BY CHAPTER 76, LAWS OF 1957; 41-6-47, UTAH CODE ANNOTATED 1953, AS AMENDED BY CHAPTER 71, LAWS OF 1955; 41-6-48, UTAH CODE ANNOTATED 1953, AS AMENDED BY CHAPTER 77, LAWS OF 1957; 41-6-49, UTAH CODE ANNOTATED 1953, AS AMENDED BY CHAPTER 71, LAWS OF 1955; AND SECTION 41-6-52, UTAH CODE ANNOTATED 1953, PERTAINING TO MAXIMUM SPEEDS OF MOTOR VEHICLES ON HIGHWAYS, was read the first time and referred to the Committee on Rules.

S. B. No. 154 By Messrs. Memmott and Jenkins

AN ACT PROVIDING FOR A STATE TRAFFIC SAFETY COORDINATING COMMITTEE; PRESCRIBING ITS DUTIES AND FUNCTIONS, was read the first time and referred to the Committee on Rules.

PRESENTATION OF RESOLUTIONS

S. R. No. 1 By Mr. Grover

A RESOLUTION RELATING TO APPROPRIATION OF FUNDS TO PRIVATE AGENCIES AND CERTAIN STATE DEPARTMENTS; INSTRUCTING MEMBERS OF THE SENATE ON THE JOINT APPROPRIATIONS COMMITTEE TO EXCLUDE SUCH REQUESTS FROM THE APPROPRIATIONS BILL.

S. R. No. 1 was read the first time.

On motion of Senator Hopkin, *S. R. No. 1* was tabled.

SPECIAL ORDER

On motion of Senator Hafen, *S. B. Nos. 21, 34, 49* and *50* were made a Special Order of Business for 2:30, Tuesday, February 7, 1961.

On motion of Senator Schmiett, the Senate recessed for 15 minutes.

The Senate re-assembled.

UNFINISHED BUSINESS

S. B. No. 1, being Unfinished Business, was before the Senate.

On motion of Senator Hafen, *S. B. No. 1* was amended as follows:

On page 2, line 4, strike the word "Juab" and insert the word "Beaver".

On line 7, page 2, strike the word "Beaver".

On page 2, line 12, before the word "Tooele", insert "Juab and". Strike the word "county" and insert the word "counties".

Senator Hafen, with the aid of five Senators, requested a Call of the Senate.

Senators Hunter, Schmiett, Memmott and Steen were absent without leave.

On motion of Senator Hafen, the Call of the Senate was lifted.

Senator Hafen moved to amend *S. B. No. 1* as follows:

Page 1, line 5, strike the word "twenty" and insert the word "nine" in lieu thereof.

Page 1, line 6, strike the words "or major fraction thereof,", and on page 1, line 7, strike the words "or major fraction", and on page 1, line 8, strike the word "thereof,".

Page 2, line 15, strike the words "two senators" and insert the words one senator".

Upon motion of Senator Jenkins, five Senators concurring therein, a roll call was ordered. The amendment then passed on the following roll call:

Yeas, 17; Nays, 8; Absent, 0.

Those voting in the affirmative were: Senators Ashton, Bullen, Clegg, Cox, Hafen, Hammond, Holman, Hopkin, Hunter, Kerr, Lloyd, Memmott, Schmiett, Sowards, Stacey, Steen and Mr. President.

Those voting in the negative were: Senators Barlow, Browning, Fowles, Grover, Hinton,, Jenkins, Mantes and Miller.

On motion of Senator Hafen, *S. B. No. 1* was amended as follows:

On page 2, delete lines 23 to 26, inclusive, and the word "district" on line 27 and substitute in place therefor the following:

"36-1-2. Representation in the House of Representatives of this state for inhabitants residing within the representative district, shall be on the basis of one representative for the first twenty thousand inhabitants but less than thirty thousand, one additional representative for additional inhabitants over thirty thousand but less than forty thousand, and one additional representative for each nineteen thousand inhabitants over forty thousand."

On page 3, lines 1 and 2, strike the words "one representative" and insert in lieu thereof the words "two representatives".

On page 3, line 3, strike the word "two" and insert the word "three" in lieu thereof.

On page 3, line 9, strike the word "twenty-two" and insert the word "twenty-one" in lieu thereof.

On page 3, line 17, strike the word "one" and insert the word "two" in lieu thereof.

On page 3, line 18, strike the word "representative" and insert the word "representatives" in lieu thereof.

On motion of Senator Fowles, *S. B. No. 1* was tabled.

On motion of Senator Cox, the Senate recessed for five minutes.

The senate re-assembled.

On motion of Senator Fowles, *S. B. No. 1* was lifted from the table.

On motion of Senator Fowles, the rules were suspended and *S. B. No. 1* was read the third time and placed on its final passage.

S. B. No. 1 then passed on the following roll call:

Yeas, 21; Nays, 3; Absent, 1.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter,, Kerr, Lloyd, Mantes, Memmott, Sowards, Stacey, Steen and Mr. President.

Those voting in the negative were: Senators Grover, Jenkins and Miller.

Absent and not voting: Senator Schmiett.

S. B. No. 1 was transmitted to the House.

CONSIDERATION OF BILLS ON SECOND READING

On motion of Senator Fowles, *S. B. No. 18* was made a Special Order of Business for Tuesday, 10:00 A.M., February 7, 1961.

CONSIDERATION OF BILLS ON THIRD READING

S. B. No. 20 was read the third time and placed on its final passage.

S. B. No. 20 then passed on the following roll call:

Yeas, 20; Nays, 3; Absent, 2.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Grover, Hammond, Hinton, Holman, Hopkin, Hunter, Jenkins, Lloyd, Mantes, Memmott, Miller, Sowards, Stacey and Steen.

Those voting in the negative were: Senators Hafen, Kerr and Mr. President.

Absent and not voting: Senators Fowles and Schmiett.

S. B. No. 20 was transmitted to the House.

On motion of Senator Lloyd, the Senate adjourned until 10:00 A.M., Wednesday, February 1, 1961.

TWENTY-FOURTH DAY

MORNING SESSION

February 1, 1961

The Senate was called to order at 10:00 A.M. President Waddingham in the chair.

Roll Call — All Senators present, except Senator Steen.

The Prayer was offered by the Chaplain.

February 1, 1961

Mr. President:

Your Committee on Revision of the Journal respectfully reports that we have read the Journal for the twenty-third day and find it correct with minor amendments noted on the final copy.

Respectfully,
LELAND SOWARDS,
Chairman

Report adopted and filed.

COMMUNICATIONS FROM THE HOUSE

January 31, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 112*, entitled, AN ACT AMENDING SECTION 20-3-38 UTAH CODE ANNOTATED 1953, PROVIDING FOR OPENING OF POLLS AT 7 A.M. AND CLOSING OF POLLS AT 8 P.M., and the same is transmitted herewith for your action.

Respectfully,
T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 112 was read the first time and referred to the Committee on State and Federal Affairs, Military Affairs and Civil Defense.

January 31, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 54*, by Mrs. Vance, entitled, PUBLISHING ELECTION NOTICES, and the same is transmitted herewith for your action.

Respectfully,
T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 54 was read the first time and referred to the Committee on State and Federal Affairs, Military Affairs and Civil Defense.

January 31, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 111*, entitled, CIVIL WAR VETERANS BENEFITS REPEALED, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 111 was read the first time and referred to the Committee on State and Federal Affairs, Military Affairs and Civil Defense.

January 31, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 102*, by Mrs. Vance, entitled, ELIMINATING INSTRUCTIONS TO VOTERS IN PRESIDENTAL ELECTION, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 102 was read the first time and referred to the Committee on State and Federal Affairs, Military Affairs and Civil Defense.

January 31, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 58*, by Mr. K. S. Gardner, entilted, STATE ABORETUM, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 58 was read the first time and referred to the Committee on Education.

January 31, 1961

Mr. President:

I am directed to inform your Honorable Body that the House this day

adopted the committee report of the Committee on Joint Rules and adopted the Joint Rules as recommended by the committee.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

COMMUNICATION

STATE OF ARKANSAS
DEPARTMENT OF STATE
NANCY J. HALL, SECRETARY OF STATE

TO ALL TO WHOM THESE PRESENTS SHALL COME, GREETING

I, Nancy J. Hall, Secretary of State, of the State of Arkansas, do hereby certify that the following and hereto attached instrument of writing is a true and perfect copy of

HOUSE CONCURRENT RESOLUTION NO. 2

by

Fletcher of Saline

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official Seal done at office in the City of Little Rock, this 24th day of January, 1961.

NANCY J. HALL,
Secretary of State

House Concurrent Resolution #2 by Fletcher of Saline

A CONCURRENT RESOLUTION PETITIONING THE CONGRESS OF THE UNITED STATES TO PROPOSE AN AMENDMENT TO THE CONSTITUTION OF THE UNITED STATES ABOLISHING THE ELECTORAL COLLEGE SYSTEM AND ESTABLISHING A SYSTEM OF POPULAR ELECTIONS FOR THE ELECTION OF THE PRESIDENT AND THE VICE PRESIDENT OF THE UNITED STATES.

Be It Resolved by the House of Representatives of the State of Arkansas, the Senate Concurring Therein:

SECTION 1: The General Assembly of the State of Arkansas respectfully petitions the Congress of the United States to propose an amendment to the

Constitution of the United States to propose an amendment to the Constitution of the United States abolishing the Electoral College System and establishing a system of popular elections for the election of the President and the Vice President of the United States.

SECTION 2. The General Assembly of the State of Arkansas further respectfully petitions the Congress of the United States that it provide that such amendment to the Constitution of the United States shall be effective when ratified by the legislatures of three-fourths of the several states.

SECTION 3. The Secretary of State of the State of Arkansas is hereby directed to send certified copies of this Concurrent Resolution to the Secretary of the Senate of the United States, the Clerk of the House of Representatives of the United States, to each member of the Congress of the United States from the State of Arkansas, and to the Chief Executive and presiding officers of the legislative bodies of each of the several states.

Communication referred to the Committee on State, Federal, and Military Affairs and Civil Defense.

COMMUNICATIONS FROM THE GOVERNOR

January 31, 1961

Honorable Thorpe B. Waddingham
President, Utah State Senate
Capitol Building
Salt Lake City, Utah

Dear President Waddingham:

I received a letter from William A. Barlocker, telling of his winning the honor for the largest bird at the National Turkey Show and suggesting that he might present me with the Governor's award on Friday, February 3, before a joint session of the Legislature. I believe you are familiar with the letter through having received a copy.

I am attaching a copy of my reply to Mayor Barlocker and I should appreciate your informing me of your own reply to him.

Yours sincerely,

GEORGE D. CLYDE,

Governor

On the motion of Senator Jenkins, the Senate voted to have a Joint Session of the Legislature at 2:30 P.M., Friday, February 3, 1961, for the purpose of the presentation of the largest bird at the National Turkey Show by Mayor William Barlocker to Governor George D. Clyde.

COMMUNICATION

The Honorable Thorpe Waddingham
President of the Senate
State of Utah
State Capitol Building
Salt Lake City, Utah

Dear Mr. President:

Under the provisions of Section 5, Chapter 88, Laws of Utah, 1959, the Coordinating Council of Higher Education is required to make a report to the 34th Legislature regarding the junior college authorized at Roosevelt, Utah.

On behalf of the Council, it is my pleasure to make copies of this report available to the members of the Legislature. Attached to the copies of the report is a brief summary digesting the major conclusions and recommendations of the Council.

Very sincerely yours,

COORDINATING COUNCIL
OF HIGHER EDUCATION

Lorin F. Wheelwright, Chairman

Communication filed.

REPORTS OF STANDING COMMITTEES

January 31, 1961

Mr. President:

Your Rules Committee, to which were referred

S. B. No. 140	State and Federal Affairs, Military Affairs and Civil Defense
S. B. No. 141	Judiciary
S. B. No. 142	State and Federal Affairs, Military Affairs and Civil Defense
S. B. No. 143	State and Federal Affairs, Military Affairs and Civil Defense
S. B. No. 144	Education
S. B. No. 145	Education
S. B. No. 146	Political Subdivisions
S. B. No. 147	Industry
S. J. R. No. 14	Education

S. J. R. No. 15 Judiciary

reports the same back with a few minor changes assented to by the authors and recommends the same be printed.

Respectfully,

HAVEN J. BARLOW,

Report adopted and filed. Chairman

The above bills were ordered printed and referred to the committees indicated.

January 31, 1961

Mr. President:

Your Committee on Agriculture and Irrigation, to which was referred *S. C. R. No. 2*, by Mr. Hafen, has carefully considered said bill and reports the same out favorably.

Respectfully,

LELAND SOWARDS,

Report filed. Chairman

S. C. R. No. 2 was placed on the Second Reading Calendar.

January 31, 1961

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 16*, by Messrs. Fowles, Waddingham and Jenkins, has carefully considered said bill and reports the same out to the Salary Committee.

Respectfully,

SHERMAN P. LLOYD,

Report filed. Chairman

S. B. No. 16 was referred to the Committee on Salaries.

January 31, 1961

Mr. President:

Your Committee on Agriculture and Irrigation, to which was referred *S. B. No. 44*, by Messrs. Kerr and Steen, has carefully considered said bill and reports the same out favorably.

Respectfully,

LELAND SOWARDS,

Report filed. Chairman

S. B. No. 44 was placed on the Second Reading Calendar.

January 31, 1961

Mr. President:

Your Committee on Agriculture and Irrigation, to which was referred *H. B. No. 47*, by Messrs. Pace, Brockbank, K. S. Gardner and Monroe, has carefully considered said bill and reports the same out favorably.

Respectfully,
LELAND SOWARDS,
Chairman

Report filed.

H. B. No. 47 was placed on the Second Reading Calendar.

January 31, 1961

Mr. President:

Your Committee on Agriculture and Irrigation, to which was referred *H. B. No. 48*, by Messrs. Pace, Brockbank, K. S. Gardner and Monroe, has carefully considered said bill and reports the same out favorably.

Respectfully,
LELAND SOWARDS,
Chairman

Report filed.

H. B. No. 48 was placed on the Second Reading Calendar.

INTRODUCTION OF BILLS

S. B. No. 155 By Mr. Miller

AN ACT APPROPRIATING $56,745.00 FROM THE GENERAL FUND TO THE SECRETARY OF STATE'S OFFICE, BUILDING AND GROUNDS ACCOUNT NO. 100-05-02, FOR STATE OFFICE BUILDING MAINTENANCE; EMERGENCY CLAUSE, was read the first time and referred to the Committee on Rules.

S. B. No. 156 By Messrs. Lloyd and Barlow

AN ACT AMENDING SECTIONS 77-19-9 AND 77-19-10, UTAH CODE ANNOTATED 1953, RELATING TO EMPLOYMENT OF COUNSEL BY A GRAND JURY AND THE USE OF TESTIMONY OF WITNESSES, AND ENACTING A NEW SECTION TO PROVIDE FOR PAYMENT OF EXPENSES OF A GRAND JURY, was read the first time and referred to the Committee on Rules.

CONSIDERATION OF BILLS ON SECOND READING

H. B. No. 9 was read the second time.

Committee report read and adopted.

H. B. No. 9 was placed on the Third Reading Calendar on the following roll call:

Yeas, 14; Nays, 0; Absent, 11.

Those voting in the affirmative were: Senators Ashton, Barlow, Fowles, Hafen, Hinton, Holman, Hunter, Kerr, Lloyd, Memmott, Miller, Sowards, Stacey and Mr. President.

Absent and not voting: Senators Browning, Bullen, Clegg, Cox, Grover, Hammond, Hopkin, Jenkins, Mantes, Schmiett and Steen.

H. B. No. 10 was read the second time.

Committee report read and adopted.

H. B. No. 10 was placed on the Third Reading Calendar on the following roll call:

Yeas, 19; Nays, 0; Absent, 6.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hopkin, Jenkins, Kerr, Lloyd, Mantes, Memmott, Miller, Sowards, Stacey and Mr. President.

Absent and not voting: Senators Bullen, Clegg, Cox, Hunter, Schmiett and Steen.

H. B. No. 16 was read the second time.

Committee report read and adopted.

On motion of Senator Lloyd, *H. B. No. 16* retained its position on the Second Reading Calendar.

H. B. No. 7 was read the second time.

Committee report read and adopted.

H. B. No. 7 was placed on the Third Reading Calendar on the following roll call:

Yeas, 16; Nays, 4; Absent, 5.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Cox, Hafen, Hammond, Hinton, Hopkin, Hunter, Jenkins, Kerr, Memmott, Miller, Sowards, Stacey and Mr. President.

Those voting in the negative were: Senators Bullen, Fowles, Holman and Lloyd.

Absent and not voting: Senators Clegg, Grover, Mantes, Schmiett and Steen.

On motion of Senator Miller, the Senate recessed for five minutes.

The Senate re-assembled.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 15 was read the second time.

Committee report read and adopted.

S. B. No. 15 was placed on the Third Reading Calendar on the following roll call:

Yeas, 13; Nays, 5; Absent, 7.

Those voting in the affirmative were: Senators Barlow, Fowles, Hafen (explained vote), Hammond, Hinton, Hunter, Jenkins, Lloyd, Mantes, Memmott, Schmiett, Stacey and Mr. President.

Those voting in the negative were: Senators Bullen, Grover, Kerr, Miller and Sowards.

Absent and not voting: Senators Ashton, Browning, Clegg, Cox, Holman, Hopkin and Steen.

On motion of Sentaor Fowles, the Senate recessed until 2:00 P.M.

AFTERNOON SESSION

The Senate re-assembled at 2:00 P.M.

President Waddingham in the chair.

REPORTS OF STANDING COMMITTEES

February 1, 1961

Mr. President:

Your Committee on Fish and Game, to which was referred *H. B. No. 51*, by Messrs. Harward, C. H. Taylor, Dalton and G. D. Taylor, has carefully considered said bill and reports the same out favorably.

Respectfully,
FRANK C. MEMMOTT,
Chairman

Report filed.

H. B. No. 51 was placed on the Second Reading Calendar.

February 1, 1961

Mr. President:

Your Committee on Fish and Game, to which was referred *H. B. No. 53*, by Messrs. Harward, C. H. Taylor, and G. D. Taylor, has carefully considered said bill and reports the same out favorably.

Respectfully,
FRANK C. MEMMOTT,
Chairman

Report filed.

H. B. No. 53 was placed on the Second Reading Calendar.

February 1, 1961

Mr. President:

Your Committee on Business and Commerce, to which was referred *S. C. R. No. 1*, by Messrs. Hopkin and Sowards, has carefully considered said bill and reports the same out favorably.

Respectfully,
ERNEST G. MANTES,
Chairman

Report filed.

S. C. R. No. 1 was placed on the Second Reading Calendar.

February 1, 1961

Mr. President:

Your Committee on Business and Commerce, to which was referred *S. B. No. 126*, by Messrs. Hafen and Hunter, has carefully considered said bill and reports the same out favorably.

Respectfully,
ERNEST G. MANTES,
Chairman

Report filed.

S. B. No. 126 was placed on the Second Reading Calendar.

February 1, 1961

Mr. President:

Your Committee on Business and Commerce, to which was referred *S. B. No. 112*, by Mr. Miller, has carefully considered said bill and reports the same out without recommendation.

Respectfully,
ERNEST G. MANTES,
Chairman

Report filed.

S. B. No. 112 was placed on the Second Reading Calendar.

February 1, 1961

Mr. President:

Your Committee on Business and Commerce, to which was referred *H. B. No. 13*, by Messrs. Bowen, F. W. Gunnell, Sheffield, Aiken and C. H. Taylor, has carefully considered said bill and reports the same out favorably with the change of $20,000 put in instead of $30,000.

Respectfully,
ERNEST G. MANTES,
Chairman

Report filed.

H. B. No. 13 was placed on the Second Reading Calendar.

February 1, 1961

Mr. President:

Your Committee on Business and Commerce, to which was referred *S. B. No. 87*, by Messrs. Browning and Kerr, has carefully considered said bill and reports the same out favorably.

Respectfully,
ERNEST G. MANTES,
Chairman

Report filed.

S. B. No. 87 was placed on the Second Reading Calendar.

February 1, 1961

Mr. President:

Your Committee on State, Federal, Military Affairs and Civil Defense, to which was referred *S. B. No. 113*, by Messrs. Hafen and Browning, has carefully considered said bill and reports the same out favorably.

Respectfully,
BRUCE S. JENKINS,
Chairman

Report filed.

S. B. No. 113 was placed on the Second Reading Calendar.

February 1, 1961

Mr. President:

Your Committee on State, Federal, Military Affairs & Civil Defense, to which was referred *H. B. No. 68*, by Messrs. Smith, Dickson, Macfarlane, Mrs. Vance and Mrs. Ballif, has carefully considered said bill and reports the same out favorably.

Respectfully,

BRUCE S. JENKINS,
Chairman

Report filed.

H. B. No. 68 was placed on the Second Reading Calendar.

February 1, 1961

Mr. President:

Your Committee on State, Federal, Military Affairs & Civil Defense, to which was referred *H. B. No. 55*, by Messrs. Smith, Dickson, Burningham, Mrs. Vance and Mrs. Ballif, has carefully considered said bill and reports the same out favorably.

Respectfully,

BRUCE S. JENKINS,
Chairman

Report filed.

H. B. No. 55 was placed on the Second Reading Calendar.

February 1, 1961

Mr. President:

Your Committee on State, Federal, Military Affairs & Civil Defense, to which was referred *H. B. No. 41*, by Messrs. Gardner, Taylor, Dalton, Gunnell and Sheffield, has carefully considered said bill and reports the same out favorably.

Respectfully,

BRUCE S. JENKINS,
Chairman

Report filed.

H. B. No. 41 was placed on the Second Reading Calendar.

February 1, 1961

Mr. President:

Your Committee on State, Federal, Military Affairs & Civil Defense, to which was referred *S. B. No. 131*, by Mr. Hafen, has carefully considered said bill and reports the same out favorably.

Respectfully,

BRUCE S. JENKINS,
Chairman

Report filed.

S. B. No. 131 was placed on the Second Reading Calendar.

February 1, 1961

Mr. President:

Your Committee on State, Federal, Military Affairs & Civil Defense, to which was referred *S. B. No. 122*, by Messrs. Browning and Jenkins, has carefully considered said bill and reports the same out favorably.

Respectfully,

BRUCE S. JENKINS,
Chairman

Report filed.

S. B. No. 122 was placed on the Second Reading Calendar.

February 1, 1961

Mr. President:

Your Committee on State, Federal, Military Affairs & Civil Defense, to which was referred *S. B. No. 124*, by Messrs. Lloyd, Fowles and Stacey, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

BRUCE S. JENKINS,
Chairman

Report filed.

S. B. No. 124 was placed on the Second Reading Calendar.

February 1, 1961

Mr. President:

Your Committee on State, Federal, Military Affairs & Civil Defense, to which was referred *S. J. R. No. 12*, by Mr. Cox, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

BRUCE S. JENKINS,
Chairman

Report filed.

S. J. R. No. 12 was placed on the Second Reading Calendar.

February 1, 1961

Mr. President:

Your Committee on State, Federal, Military Affairs & Civil Defense, to which was referred *S. B. No. 115*, by Mr. Hafen, has carefully considered said bill and reports the same out favorably.

Respectfully,

BRUCE S. JENKINS,
Chairman

Report filed.

S. B. No. 115 was placed on the Second Reading Calendar.

February 1, 1961

Mr. President:

Your Committee on State, Federal, Military Affairs & Civil Defense, to which was referred *S. B. No. 130*, by Messrs. Kerr, Browning and Ashton, has carefully considered said bill and reports the same out favorably.

Respectfully,

BRUCE S. JENKINS,
Chairman

Report filed.

S. B. No. 130 was placed on the Second Reading Calendar.

February 1, 1961

Mr. President:

Your Committee on State, Federal, Military Affairs & Civil Defense, to which was referred *S. J. R. No. 4*, by Messrs. Hafen and Cox, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

BRUCE S. JENKINS,
Chairman

Report filed.

S. J. R. No. 4 was placed on the Second Reading Calendar.

INTRODUCTION OF BILLS

S. B. No. 157 By Messrs. Sowards, Jenkins and Stacey

AN ACT AMENDING SECTION 40-6-10, UTAH CODE ANNOTATED 1953, AS ENACTED BY CHAPTER 65, SESSION LAWS OF UTAH 1955, RELATING TO THE CONSERVATION OF OIL AND GAS; PROVIDING FOR APPEAL TO THE SUPREME COURT OF UTAH, was read the first time and referred to the Committee on Rules.

S. B. No. 158 By Messrs. Bullen and Hinton

AN ACT TO PREVENT DECEPTION OF THE PUBLIC RESULTING FROM FRAUDULENT OR SUBSTANDARD DEGREES, PENALTY FOR VIOLATION, was read the first time and referred to the Committee on Rules.

S. B. No. 159 By Messrs. Hunter, Lloyd and Browning

AN ACT AMENDING SECTIONS 41-11-45 AND 41-11-46, UTAH CODE ANNOTATED 1953. AS AMENDED BY CHAPTER 68, LAWS OF UTAH 1951, RELATING TO POSTING OF PRICES AND PRICE DISCOUNTS BY RETAIL MOTOR FUEL VENDORS, was read the first time and referred to the Committee on Rules.

S. B. No. 160 By Messrs. Barlow and Hammond

AN ACT RELATING TO DIVORCE; AMENDING SECTION 30-3-1, UTAH CODE ANNOTATED 1953, AS AMENDED BY CHAPTER 45, LAWS OF UTAH 1955, PROVIDING THAT PERSONS SEEKING DIVORCE SHALL ALLEGE AND PROVE THAT REASONABLE EFFORTS HAVE BEEN MADE TO RECONCILE THE PARTIES OR THAT RECONCILIATION IS IMPOSSIBLE; REPEALING SECTION 30-3-13, UTAH CODE ANNOTATED 1953, AS ENACTED BY CHAPTER 55, LAWS OF UTAH 1957, AND ENACTING NEW SECTIONS 30-3-13 AND 30-3-13.1, PROVIDING FOR THE APPOINTMENT OF DOMESTIC RELATIONS COUNSELORS BY THE PUBLIC WELFARE COMMISSION, PRESCRIBING THEIR DUTIES, PROVIDING THAT THE ADMINISTRATION OF THE DOMESTIC RELATIONS COUNSELING PROGRAM BE UNDER THE PUBLIC WELFARE COMMISSION AND PROVIDING FOR THE ESTABLISHMENT OF A FEE SCHEDULE FOR MARRIAGE COUNSELING SERVICES; AND AMENDING SECTIONS 30-3-14, 30-3-15, AND 30-3-21, UTAH CODE ANNOTATED 1953, AS ENACTED BY CHAPTER 55, LAWS OF UTAH 1957, was read the first time and referred to the Committee on Rules.

On motion of Senator Browning, the Senate resolved itself into a Committee of the Whole.

His Excellency, Ardeshir Zahedi, Iranian ambassador to America, appeared before the Committee of the Whole.

On motion of Senator Browning, the Committee of the Whole was dissolved.

SPECIAL ORDER

On motion of Senator Miller, *S. J. R. No. 9* was made a Special Order of Business for 2:15 P.M., Monday, February 6, 1961.

CONSIDERATION OF BILLS ON SECOND READING

On motion of Senator Lloyd, *S. B. No. 92* was placed at the head of the calendar.

S. B. No. 92 was read the second time.

Committee report read and adopted.

On motion of Senator Lloyd, the rules were suspended and *S. B. No. 92* was read the third time and placed on its final passage.

On motion of Senator Lloyd, *S. B. No. 92* was amended as follows:

Between lines 20 and 21, insert:

Section 3. The State Land Board is hereby authorized and empowered to revoke this withdrawal at any time after the expiration of ten years from the effective date of this Act or whenever United States Public Land Order No. 2199, F. R. Doc. 60-8239, filed September 2, 1960, has been revoked or terminated.

Line 21, strike the "3" and insert "4".

S. B. No. 92 then passed on the following roll call:

Yeas, 19; Nays, 0; Absent, 6.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Grover, Hafen, Hammond, Hinton, Hunter, Jenkins, Lloyd, Mantes, Miller, Schmiett, Sowards, Stacey, Steen and Mr. President.

Absent and not voting: Senators Cox, Fowles, Holman, Hopkin, Kerr, and Memmott.

S. R. No. 92 was transmitted to the House.

S. B. No. 18 was read the second time.

Committee report read and adopted.

S. B. No. 18 was placed on the Third Reading Calendar on the following roll call:

Yeas, 19; Nays, 2; Absent, 4.

Those voting in the affirmative were: Senators Ashton, Browning, Bullen, Clegg (explained vote), Cox, Grover, Hafen, Hammond, Hinton, Hunter, Jenkins, Lloyd, Mantes, Miller, Schmiett, Sowards, Stacey, Steen and Mr. President.

Those voting in the negative were: Senators Barlow and Kerr.

Absent and not voting: Senators Fowles, Holman, Hopkin and Memmott.

S. B. No. 58 was read the second time.

Committee report read and adopted.

S. B. No. 58 failed to place on the Third Reading Calendar on the following roll call:

Yeas, 8; Nays, 11; Absent, 6.

Those voting in the affirmative were: Senators Ashton, Barlow, Bullen, Clegg, Hafen, Hammond, Hinton and Mantes.

Those voting in the negative were: Senators Browning, Grover, Holman, Hunter, Jenkins, Kerr, Memmott, Sowards, Stacey, Steen and Mr. President (explained vote).

Absent and not voting: Senators Cox, Fowles, Hopkin, Lloyd, Miller and Schmiett.

S. B. No. 58 was ordered filed.

S. B. No. 84 was read the second time.

On motion of Senator Lloyd, *S. B. No. 84* was referred to the Committee on Salaries.

S. B. No. 37 was read the second time.

Committee report read and adopted.

S. B. No. 37 was placed on the Third Reading Calendar on the following roll call:

Yeas, 18; Nays, 1; Absent, 6.

Those voting in the affirmative were: Senators Barlow, Bullen, Clegg, Cox, Grover, Hafen, Hammond, Hinton, Hopkin, Jenkins, Lloyd, Mantes, Memmott, Miller, Schmiett, Sowards, Stacey and Steen.

Voting in the negative was Senator Kerr.

Absent and not voting: Senators Ashton, Browning, Fowles, Holman, Hunter and Mr. President.

S. B. No. 38 was read the second time.

Committee report read and adopted.

On motion of Senator Grover, *S. B. No. 38* was tabled.

On motion of President Waddingham, the Senate recessed for 10 minutes.

The Senate re-assembled.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 72 was read the second time.

Committee report read and adopted.

On motion of Senator Jenkins, *S. B. No. 72* was tabled.

S. B. No. 76 was read the second time.

Committee report read and adopted.

On motion of Senator Bullen, *S. B. No. 86* was considered together with *S. B. No. 76*.

S. B. No. 86 was read the second time.

Committee report read and adopted.

S. B. No. 76 was placed on the Third Reading Calendar on the following roll call:

Yeas, 20; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Grover, Hafen, Hammond, Holman, Hunter, Jenkins, Lloyd, Mantes, Memmott, Miller, Sowards, Stacey, Steen and Mr. President.

Absent and not voting: Senators Fowles, Hinton, Hopkin, Kerr and Schmiett.

S. B. No. 86 was placed on the Third Reading Calendar on the following roll call:

Yeas, 20; Nays, 1; Absent, 4.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Grover, Hafen, Hammond, Hinton, Holman, Hunter, Jenkins, Lloyd, Mantes, Miller, Sowards, Stacey, Steen and Mr. President.

Voting in the negative was Senator Memmott.

Absent and not voting: Senators Fowles, Hopkin, Kerr and Schmiett.

On motion of Senator Cox, *S. J. R. No. 12* was removed from the Second Reading Calendar and referred to the Committee on Judiciary for further consideration.

COMMUNICATIONS FROM THE HOUSE

February 1, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 8*, by Mr. Wilkinson, entitled, MOSQUITO ABATEMENT DISTRICTS, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 8 was read the first time and referred to the Committee on Political Subdivisions.

February 1, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 114*, entitled, INCREASED FEES OF ELECTION JUDGES, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 114 was read the first time and referred to the Committee on Judiciary.

February 1, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 93*, entitled, CREATING A STATE MUSEUM OF NATURAL HISTORY, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 93 was read the first time and referred to the Committee on State, Federal and Military Affairs and Civil Defense.

February 1, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 23*, entitled, HOME SLAUGHTERING, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 23 was read the first time and referred to the Committee on Agriculture and Irrigation.

COMMUNICATION

(Telegram)

Washington, D. C.
February 1, 1961

The Honorable Thorpe Waddingham
President of the Utah State Senate
State Capitol
Salt Lake City, Utah

America took a giant step forward in its missile program today with the successful firing of the minuteman at Cape Canaveral, Florida. The minuteman is expected to become the backbone of America's missile arsenal because it is relative small and light and is powered by solid fuel, which makes the missile foolproof and subject to storage for long periods of time without attention. The minuteman traveled more than 4,000 miles and landed on target. All three stages fired successfully, making the entire operation a total success.

We in Utah are particularly proud of this achievement because Minuteman is really "our missile." The first stage is built by Thiokol in Box Elder County and the third stage is produced by Hercules in Salt Lake County. Hill Air Force Base will be the site for assembling and recycling the Minuteman missile and from this base railroad trains will move, carrying the missile in disbursement. Today's successful launching, following closely on the heels of yesterday's achievement of placing a chimpanzee in space, indicates that America is indeed moving to the fore in the space age.

FRANK E. MOSS,

United States Senator

A Communication was received from Beverly S. Clendenin, Chairman, State Indian Affairs Commission, making a report of its operations and recommendations.

COMMUNICATIONS FROM THE GOVERNOR

February 1, 1961

Honorable Thorpe Waddingham
President, Utah State Senate
Capitol Building
Salt Lake City, Utah

Dear President Waddingham:

I shall have a special message to present to the Legislature, as provided by law and in accordance with established custom.

Inasmuch as it has been already agreed that I shall meet with the two Houses in Joint Session at 2:00 p.m. on Friday, February 3, 1961, I should like to deliver my special message at 2:30 p.m. on that same day, while the two Houses will be assembled in Joint Session, and the legislative schedule will therefore be disrupted as little as possible.

Yours sincerely,
GEORGE D. CLYDE,
Governor

On motion of Senator Kerr, the Senate voted to continue in Joint Session at 2:30 P.M., Friday, February 3, 1961, to hear the special message of the Governor, George D. Clyde.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 69 was read the second time.

Committee report read and adopted.

S. B. No. 69 was placed on the Third Reading Calendar on the following roll call:

Yeas, 20; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Grover, Hammond, Hinton, Holman, Hunter, Jenkins, Kerr, Lloyd, Mantes, Memmott, Schmiett, Sowards, Stacey, Steen and Mr. President.

Absent and not voting: Senators Cox, Fowles, Hafen, Hopkin and Miller.

On motion of Senator Clegg, the Senate adjourned until 2:00 P.M., Thursday, February 2, 1961.

TWENTY-FIFTH DAY

AFTERNOON SESSION

February 2, 1961

The Senate was called to order at 2:00 P.M. President Waddingham in the chair.

Roll Call – All Senators present except Senator Barlow, excused.

The Prayer was offered by the Chaplain.

February 2, 1961

Mr. President:

Your Committee on Revision of the Journal respectfully reports that we have read the Journal for the twenty-fourth day and find it correct with minor amendments noted on the final copy.

Respectfully,
LELAND SOWARDS,
Chairman

Report adopted and filed.

On motion of Senator Lloyd, the Senate voted to spend their recess time on Tuesday, February 7, 1961 at 3:00 P.M. in an inspection tour of the State Office Building.

COMMUNICATIONS FROM THE HOUSE

February 2, 1961

Mr. President:

I am directed to request your honorable body to return to the House *H. B. No. 111* by Representative Brusatto entitled, CIVIL WAR VETERANS BENEFITS REPEALED, for further consideration by the House.

Respectfully,
T. H. McMULLIN,
Chief Clerk

Communication filed.

Upon the motion of Senator Jenkins, the State, Federal, and Military Affairs and Civil Defense Committee was discharged of further consideration of *H. B. No. 111* and *H. B. No. 111* was ordered returned to the House.

February 2, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 22*, by Mr. Harward, entitled, MATCHING FEDERAL EDUCATION FUND, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 22 was read the first time and referred to the Committee on Appropriations.

COMMUNICATION

February 1, 1961

The Honorable Thorpe Waddingham
President of the Senate
Utah State Senate

Dear Mr. Waddingham:

Utah Power & Light Company has always been interested in the sound growth of our region's economy. For almost 50 years we have served homes and farms, business and industry, supplying one of the essentials of modern life – electric energy. It has been gratifying, indeed, and we note with pride the great economic growth our area has experienced over recent years.

However, in addition to our primary responsibility – the production and distribution of electricity – we recognize the need of encouraging still greater development of the vast and varied stores of raw materials in this area. New industries must continue to come into the region, and, in order to attract them, they must be informed about the area's potentialities.

To help in this important work we have, for the past seven years, carried on a national information program, supplementing the activities of the Utah Tourist and Publicity Council, the Chambers of Commerce and similar organizations. Our program is summarized in the two attached pamphlets.

Many hundreds of inquiries about Utah from all over the nation have been received and answered.

We believe this effort is contributing in some measure to the economic future of the area, and we intend to continue it in 1961.

As a member of the state legislature, we felt you would be interested in this information concerning our area development program.

Yours very truly,

E. M. NAUGHTON,
President

Communication filed.

REPORTS OF STANDING COMMITTEES

February 2, 1961

Mr. President:

Your Rules Committee, to which were referred

S. B. No. 148	Judiciary
S. B. No. 149	Salaries
S. B. No. 150	Education
S. B. No. 151	Business and Commerce
S. B. No. 152	Business and Commerce
S. B. No. 153	Highways and Aeronautics
S. B. No. 154	Highways and Aeronautics
S. B. No. 155	Appropriations
S. B. No. 156	Judiciary
S. B. No. 157	Judiciary
S. B. No. 158	Education
S. B. No. 159	Highways and Aeronautics
S. B. No. 160	Public Health, Welfare and Institutions

reports the same back with a few minor changes assented to by the authors and recommends the same be printed.

Respectfully,

HAVEN J. BARLOW,
Chairman

Report adopted and filed.

The above bills were ordered printed and referred to the committees indicated.

February 1, 1961

Mr. President:

Your Committee on Political Subdivisions, to which was referred *S. B. No. 63*, by Messrs. Jenkins, Grover and Hammond, has carefully considered said bill and reports the same out favorably.

Respectfully,

R. LA VAUN COX,
Chairman

Report filed.

S. B. No. 63 was placed on the Second Reading Calendar.

February 1, 1961

Mr. President:

Your Committee on Revenue and Taxation, to which was referred *S. B. No. 125*, by Mr. Lloyd, has carefully considered said bill and reports the same out favorably.

Respectfully,

FRANK M. BROWNING,
Chairman

Report filed.

S. B. No. 125 was placed on the Second Reading Calendar.

February 1, 1961

Mr. President:

Your Committee on Revenue and Taxation, to which was referred *S. B. No. 133*, by Messrs. Memmott and Jenkins, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

FRANK M. BROWNING,
Chairman

Report filed.

S. B. No. 133 was placed on the Second Reading Calendar.

February 2, 1961

Mr. President:

Your Committee on Judiciary, to which was referred *H. B. No. 42*, by Messrs. Welch, Rawlings and Sheffield, has carefully considered said bill and reports the same out favorably.

Respectfully,

SHERMAN P. LLOYD,
Chairman

Report filed.

H. B. No. 42 was placed on the Second Reading Calendar.

February 2, 1961

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 136*, by Messrs. Lloyd and Stacey, has carefully considered said bill and reports the same out favorably.

Respectfully,

SHERMAN P. LLOYD,
Chairman

Report filed.

S. B. No. 136 was placed on the Second Reading Calendar.

February 2, 1961

Mr. President:

Your Committee on Judiciary, to which was referred *H. B. No. 45*, by Messrs. Sheffield, Welch, Rawlings and Mrs. Ballif, has carefully considered said bill and reports the same out favorably.

Respectfully,
SHERMAN P. LLOYD,
Chairman

Report filed.

H. B. No. 45 was placed on the Second Reading Calendar.

February 2, 1961

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 93*, by Mr. Barlow, has carefully considered said bill and reports the same out favorably.

Respectfully,
SHERMAN P. LLOYD,
Chairman

Report filed.

S. B. No. 93 was placed on the Second Reading Calendar.

February 2, 1961

Mr. President:

Your Committee on Judiciary, to which was referred *H. B. No. 26*, by Messrs. Welch, Rawlings and Sheffield, has carefully considered said bill and reports the same out favorably.

Respectfully,
SHERMAN P. LLOYD,
Chairman

Report filed.

H. B. No. 26 was placed on the Second Reading Calendar.

February 2, 1961

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 35*, by Messrs, Clegg, Holman and Hinton, has carefully considered said bill and reports the same out without recommendation.

Respectfully,
SHERMAN P. LLOYD,
Chairman

Report filed.

S. B. No. 35 was placed on the Second Reading Calendar.

February 2, 1961

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 26*, by Messrs. Clegg, Bullen and Sowards, has carefully considered said bill and reports the same out unfavorably.

Respectfully,
SHERMAN P. LLOYD,
Chairman

Report filed.

S. B. No. 26 was placed on the Second Reading Calendar.

February 2, 1961

Mr. President:

Your Committee on Judiciary, to which was referred *S. J. R. No. 8*, by Mr. Hunter, has carefully considered said bill and reports the same out unfavorably.

Respectfully,
SHERMAN P. LLOYD,
Chairman

Report filed.

S. J. R. No. 8 was placed on the Second Reading Calendar.

February 2, 1961

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 65*, by Messrs. Cox and Bullen, has carefully considered said bill and reports the same out favorably.

Respectfully,
SHERMAN P. LLOYD,
Chairman

Report filed.

S. B. No. 65 was placed on the Second Reading Calendar.

February 2, 1961

Mr. President:

Your Committee on Judiciary, to which was referred *S. J. R. No. 12*, by Mr. Cox, has carefully considered said bill and reports the same out unfavorably.

Respectfully,
SHERMAN P. LLOYD,
Chairman

Report filed.

S. J. R. No. 12 was placed on the Second Reading Calendar.

February 2, 1961

Mr. President:

Your Committee on Judiciary, to which was referred *H. B. No. 32*, by Messrs. Welch, Rawlings and Sheffield, has carefully considered said bill and reports the same out favorably.

Respectfully,
SHERMAN P. LLOYD,
Chairman

Report filed.

H. B. No. 32 was placed on the Second Reading Calendar.

February 2, 1961

Mr. President:

Your Committee on Judiciary, to which was referred *H. B. No. 18*, by Messrs. Sheffield, Rawlings, Welch and Ballif, has carefully considered said bill and reports the same out favorably.

Respectfully,
SHERMAN P. LLOYD,
Chairman

Report filed.

H. B. No. 18 was placed on the Second Reading Calendar.

February 2, 1961

Mr. President:

Your Committee on Judiciary, to which was referred *H. J. R. No. 7*, by Messrs. Gunnell, Sheffield, Taylor, Brockbank and Sonntag, has carefully considered said bill and reports the same out favorably.

Respectfully,
SHERMAN P. LLOYD,
Chairman

Report filed.

H. J. R. No. 7 was placed on the Second Reading Calendar.

INTRODUCTION OF BILLS

S. B. No. 161 By Messrs. Kerr and Hammond

AN ACT PROVIDING FOR A STATE PLANNING COORDINATOR, PRESCRIBING HIS DUTIES AND FUNCTIONS, ESTABLISHING A STATE ADVISORY PLANNING COMMITTEE, AND MAKING AN APPROPRIATION FOR SUCH FUNCTIONS, was read the first time and referred to the Committee on Rules.

S. B. No. 162 By Messrs. Hafen and Sowards

AN ACT AMENDING SECTION 53-7-4, UTAH CODE ANNOTATED, 1953; RELATING TO THE APPORTIONMENT OF MINERAL LEASING ACT FUNDS FOR RESEARCH, was read the first time and referred to the Committee on Rules.

S. B. No. 163 By Messrs. Hafen and Bullen

AN ACT RELATING TO THE ENFORCEMENT OF DUTIES OF SUPPORT AND TO MAKE UNIFORM THE LAW WITH RESPECT THERETO AND TO BE KNOWN AS THE UNIFORM RECIPROCAL ENFORCEMENT OF SUPPORT ACT AND REPEALING CHAPTER 61 OF TITLE 77, UTAH CODE ANNOTATED 1953, was read the first time and referred to the Committee on Rules.

S. B. No. 164 By Messrs. Hunter and Steen

AN ACT AMENDING SECTIONS 70-3-6 AND 70-3-13, UTAH CODE ANNOTATED, 1953, AS AMENDED BY CHAPTER 156, LAWS OF UTAH 1957, RELATING TO TRADE-MARKS AND SERVICE MARKS, was read the first time and referred to the Committee on Rules.

S. B. No. 165 By Mr. Browning

AN ACT AMENDING SECTIONS 59-18-4, UTAH CODE ANNOTATED 1953, AS AMENDED BY CHAPTER 34, LAWS OF UTAH 1953, AND BY CHAPTER 6, LAWS OF UTAH 1959, RELATING TO CIGARETTE TAXES; AND AMENDING SECTION 59-18-4.1, UTAH CODE ANNOTATED 1953, AS ENACTED BY CHAPTER 34, LAWS OF UTAH 1953, ALLOCATING PART OF TAX TO UNIFORM SCHOOL FUND, was read the first time and referred to the Committee on Rules.

CONSIDERATION OF BILLS ON THIRD READING

H. B. No. 9 was read the third time and placed on its final passage.

H. B. No. 9 then passed on the following roll call:

Yeas, 20; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Ashton, Browning, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hunter, Jenkins, Kerr, Lloyd, Mantes, Memmott, Sowards, Stacey, Steen and Mr. President.

Absent and not voting: Senators Barlow, Bullen, Hopkin, Miller and Schmiett.

H. B. No. 9 was returned to the House.

H. B. No. 10 was read the third time and placed on its final passage.

H. B. No. 10 then passed on the following roll call:

Yeas, 21; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Ashton, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hunter, Jenkins, Kerr, Lloyd, Mantes, Memmott, Sowards, Stacey, Steen and Mr. President.

Absent and not voting: Senators Barlow, Hopkin, Miller and Schmiett.

H. B. No. 10 was returned to the House.

H. B. No. 7 was read the third time and placed on its final passage.

H. B. No. 7 then failed to pass on the following roll call:

Yeas, 12; Nays, 10; Absent, 3.

Those voting in the affirmative were: Senators Ashton, Browning, Clegg, Cox, Fowles, Hammond, Hinton, Jenkins, Lloyd, Memmott, Miller and Mr. President.

Those voting in the negative were: Senators Bullen, Grover, Hafen, Holman, Hopkin, Hunter, Kerr, Mantes, Stacey and Steen.

Absent and not voting: Senators Barlow, Schmiett and Sowards.

Senator Grover gave notice that he would on the next legislative day move for reconsideration of the reason *H. B. No. 7* failed of passage.

H. B. No. 7 was filed.

S. B. No. 15 was read the third time and placed on its final passage.

On motion of Senator Hinton, *S. B. No. 15* retained its position on the Third Reading Calendar.

Senator Grover, with the aid of five senators, requested a Call of the Senate.

Senator Bullen was absent without leave, Senators Barlow and Schmiett were excused.

On motion of Senator Grover, the Call of the Senate was lifted.

On motion of Senator Grover, the Senate reconsidered the vote whereby *H. B. No. 7* failed of passage.

H. B. No. 7 then passed on the following roll call:

Yeas, 17; Nays, 7; Absent, 1.

Those voting in the affirmative were: Senators Ashton, Browning, Clegg, Fowles, Grover, Hafen (explained vote), Hammond, Hinton, Hunter, Jenkins, Lloyd, Mantes, Memmott, Miller, Schmiett, Sowards and Mr. President.

Those voting in the negative were: Senators Bullen, Cox, Holman, Hopkin, Kerr, Stacey and Steen.

Absent and not voting: Senator Barlow.

H. B. No. 7 was returned to the House.

On motion of Senator Kerr, the Senate recessed for 15 minutes.

The Senate re-assembled.

CONSIDERATION OF BILLS ON THIRD READING

S. B. No. 18 was read the third time and placed on its final passage.

On motion of Senator Grover, the Senate resolved itself into a Committee of the Whole.

Mr. Glenn Hanni appeared befoer the Committee of the Whole.

Mr. C. Taylor Burton, Director of the State Engineering Commission, appeared before the Committee of the Whole.

On motion of Senator Jenkins, the Committee of the Whole was dissolved.

On motion of Senator Lloyd, *S. B. No. 18* was made a Special Order of Business for 11:30 A.M., Monday, February 6, 1961.

S. B. No. 37 was read the third time and placed on its final passage.

On motion of Senator Grover, *S. B. No. 37* was amended as follows:

Line 3 of the title after the word "METHODS" insert the words "GRANTING CERTAIN POWERS TO THE STATE BOARD OF AGRICULTURE".

Strike all words in line 18, 19, and 20 of the bill and insert in lieu thereof:

Section 2. No slaughterer shall schackle, hoist, or otherwise bring livestock into position for slaughter, by any method which shall cause pain or injury.

Section 3. No slaughterer shall bleed or slaughter any livestock except by a humane method; provided, that the state board of agriculture may exempt from compliance with this act, for a period not to exceed one year after the effective date of this act, any slaughterer if it determines that an earlier compliance would cause such slaughterer an undue hardship.

Section 4. The state board of agriculture shall administer the provisions of this act. It may promulgate rules and regulations to effectuate the purposes of this act. The board shall consider the rules and regulations promulgated by the Secretary of Agriculture of the United States pursuant to the Federal Humane Slaughter Act of 1958, Public Law 85-765, 72 Stat. 862 and any amendments thereto as standards to follow in making such rules. It is provided, however, that the use of a manually operated hammer, sledge or poleax is declared to be an inhumane method of slaughter with the meaning of this act.

Line 21, change the figure "3" to "5"

Line 22, strike the words "Section 2" and insert in lieu thereof the words "any provision".

S. B. No. 37 then passed on the following roll call:

Yeas, 17; Nays, 0; Absent, 8.

Those voting in the affirmative were: Senators Ashton, Bullen, Clegg, Cox,, Fowles, Grover, Hammond, Hinton, Holman, Hopkin, Hunter, Mantes, Schmiett, Sowards, Stacey, Steen and Mr. President.

Absent and not voting: Senators Barlow, Browning, Hafen, Jenkins, Kerr, Lloyd, Memmott and Miller.

S. B. No. 37 was transmitted to the House.

On motion of Senator Grover, the Senate adjourned until 10:00 A.M., Friday, February 3, 1961.

TWENTY-SIXTH DAY

MORNING SESSION

February 3, 1961

The Senate was called to order at 10:00 A.M. President Waddingham in the chair.

Roll Call – All Senators present except Senators Jenkins and Lloyd, both excused.

The Prayer was offered by the Chaplain.

February 3, 1961

Mr. President:

Your Committee on Revision of the Journal respectfully reports that we have read the Journal for the twenty-fifth day and find it correct with minor amendments noted on the final copy.

Respectfully,
LELAND SOWARDS,
Chairman

Report adopted and filed.

COMMUNICATIONS FROM THE HOUSE

February 2, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. J. R. No. 3*, entitled, A RESOLUTION OF CONDOLENCE TO THE FAMILY OF GERTRUDE M. CARTER, MOTHER OF REPRESENTATIVE JACK C. MAHONEY – IN MEMORIAM, and the same is transmitted herewith for the signature of the President.

Respectfully,
T. H. McMULLIN,
Chief Clerk

Communication filed.

H. J. R. No. 3 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Secretary of State.

February 2, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. J. R. No. 2*, entitled, A RESOLUTION OF CONDOLENCE TO MRS. ALGIE EGGERTSON BALLIF, REPRESENTATIVE FROM UTAH COUNTY, AND THE FAMILY OF MRS. ANNIE N. EGGERTSON – IN MEMORIAM, and the same is transmitted herewith for the signature of the President.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. J. R. No. 2 was signed by the Persident in open session in the presence of the Senate and was returned to the House for transmission to the Secretary of State.

February 2, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. J. R. No. 5*, entitled, A RESOLUTION OF CONDOLENCE TO THE FAMILY OF MARRINER CAMPBELL ECCLES, SON OF MARRINER ECCLES, FORMER CHAIRMAN OF THE FEDERAL RESERVE BOARD, AND MAYSIE YOUNG ECCLES – IN MEMORIAM, and the same is transmitted herewith for the signature of the President.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. J. R. No. 5 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Secretary of State.

February 2, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. J. R. No. 4*, entitled, A RESOLUTION OF CONDOLENCE TO MRS. FAYE B. FANNING, REPRESENTATIVE FROM WEBER COUNTY'S

FIRST DISTRICT – IN MEMORIAM, and the same is transmitted herewith for the signature of the President.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. J. R. No. 4 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Secretary of State.

February 2, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 12*, by Mr. Bowen, entitled, SPECIALTY CONTRACTORS, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 12 was referred to the Committee on Business and Commerce.

COMMUNICATION

The Senate is in receipt of a communication from the Utah Highway Advisory Council with enclosed reports upon proposed highway legislation.

REPORTS OF STANDING COMMITTEES

February 3, 1961

Mr. President:

Your Committee on Education, to which was referred *S. B. No. 144*, by Messrs. Sowards and Hafen, has carefully considered said bill and reports the same out and referred to Appropriation Committee.

Respectfully,

HARVARD R. HINTON,
Chairman

Report filed.

S. B. No. 144 was referred to the Committee on Appropriations.

February 3, 1961

Mr. President:

Your Committee on Education, to which was referred *S. J. R. No. 14*, by Messrs. Hammond, Cox and Hinton, has carefully considered said bill and reports the same out favorably.

Respectfully,

HARVARD R. HINTON,
Chairman

Report filed.

S. J. R. No. 14 was placed on the Second Reading Calendar.

February 3, 1961

Mr. President:

Your Committee on Education, to which was referred *S. B. No. 145*, by Messrs. Browning, Fowles, Bullen and Lloyd, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

HARVARD R. HINTON,
Chairman

Report filed.

S. B. No. 145 was placed on the Second Reading Calendar.

February 3, 1961

Mr. President:

Your Committee on Education, to which was referred *H. J. R. No. 6*, by Messrs. Vance, Sheffield, Mrs. Woolsey, Messrs. F. W. Gunnell and Mickelson, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

HARVARD R. HINTON,
Chairman

Report filed.

H. J. R. No. 6 was placed on the Second Reading Calendar.

February 3, 1961

Mr. President:

Your Committee on Education, to which was referred *H. B. No. 58*, by Messrs. Burningham, Madsen, Mrs. Vance, Aiken and Bott, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

HAVARD R. HINTON,
Chairman

Report filed.

H. B. No. 58 was placed on the Second Reading Calendar.

February 3, 1961

Mr. President:

Your Committee on Public Health, Welfare and Institutions, to which was referred *S. B. No. 66*, by Mr. Hafen, has carefully considered said bill and reports the same out favorably.

Respectfully,

VERNON L. HOLMAN,
Chairman

Report filed.

S. B. No. 66 was placed on the Second Reading Calendar.

February 3, 1961

Mr. President:

Your Committee on Public Health, Welfare and Institutions, to which was referred *S. B. No. 114*, by Mr. Jenkins, has carefully considered said bill and reports the same out favorably.

Respectfully,

VERNON L. HOLMAN,
Chairman

Report filed.

S. B. No. 114 was placed on the Second Reading Calendar.

February 3, 1961

Mr. President:

Your Committee on Public Health, Welfare and Institutions, to which was referred *S. B. No. 105*, by Messrs. Hafen, Ashton and Hammond, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

VERNON L. HOLMAN,
Chairman

Report filed.

S. B. No. 105 was placed on the Second Reading Calendar.

INTRODUCTION OF BILLS

S. B. No. 166 By Messrs. Hafen and Hinton

AN ACT RELATING TO NON-PROFIT CORPORATIONS; REVISING THE NON-PROFIT CORPORATION LAW BY ENACTING A NEW ACT TO BE KNOWN AS THE UTAH NON-PROFIT CORPORATION ACT; PROVIDING FOR THE ORGANIZATION AND OPERATION OF

NON-PROFIT CORPORATIONS AND THEIR POWERS AND PURPOSES; PROVIDING FOR THE RIGHTS AND OBLIGATIONS OF MEMBERS, AND PROHIBITING THE ISSUANCE OF STOCKS OR THE PAYMENT OF DIVIDENDS; PROVIDING FOR CERTAIN INFORMATION TO BE INCLUDED IN THE ARTICLES OF INCORPORATION AND THE PROCEDURES TO BE FOLLOWED IN AMENDING SAID ARTICLES OF INCORPORATION; PROVIDING FOR THE PROCEDURE FOR THE APPROVAL OF AND THE EFFECTIVE DATE OF MERGER OR CONSOLIDATION; PROVIDING FOR THE VOLUNTARY DISSOLUTION OR THE LIQUIDATION OF THE ASSETS AND AFFAIRS OF A NON-PROFIT CORPORATION AND THE RIGHTS OF MEMBERS AND CREDITORS DURING SUCH PROCEEDINGS; PROVIDING FOR THE APPLICATION AND THE CERTIFICATION OF A FOREIGN NON-PROFIT CORPORATION AND THE DESIGNATION OF A PROCESS AGENT AND THE PROCEDURES BY WHICH A FOREIGN CORPORATION, CERTIFIED UNDER THIS ACT, MAY WITHDRAW FROM THE STATE; PROVIDING FOR THE ANNUAL REPORT TO THE MEMBERS; PROVIDING FOR FEES AND PENALTIES; AND REPEALING SECTIONS 16-6-1, 16-6-2, 16-6-3, 16-6-4, 16-6-5, 16-6-6, 16-6-7, 16-6-8, 16-6-9, 6-6-10, 16-6-11, 16-6-12, 16-6-16, UTAH CODE ANNOTATED 1953, AND SECTION 16-6-17, UTAH CODE ANNOTATED 1953, AS AMENDED BY CHAPTER 24, LAWS OF UTAH 1957, was read the first time and referred to the Committee on Rules.

S. B. No. 167 By Messrs. Bullen and Waddingham

AN ACT AMENDING SECTION 59-2-1, UTAH CODE ANNOTATED 1953, RELATING TO PROPERTY TAX EXEMPTIONS, was read the first time and referred to the Committee on Rules.

S. B. No. 168 By Messrs. Waddingham, Bullen, Jenkins and Hinton

AN ACT AMENDING SECTIONS 53-11-23 AND 53-11-40, UTAH CODE ANNOTATED 1953, AS ENACTED BY CHAPTER 82, LAWS OF UTAH 1959, AND ENACTING SECTIONS 53-11-41, 53-11-42, 53-11-43, 53-11-44, 53-11-45, 53-11-46, 53-11-47, 53-11-48, 53-11-49, 53-11-50 AND 53-11-51; PROVIDING FOR STATE BUILDING AID TO QUALIFIED SCHOOL DISTRICTS TO MEET SCHOOL BUILDING NEEDS SPECIFYING THE STANDARDS OF ELIGIBILITY AND QUALIFICATIONS OF DISTRICTS WHICH MAY PARTICIPATE IN FUNDS PROVIDED BY THE STATE FOR THE PURPOSE OF ASSISTING DISTRICTS IN MEETING CAPITAL OUTLAY AND DEBT SERVICE REQUIREMENTS, PRESCRIBING THE METHOD OF APPORTIONING STATE FUNDS FOR BUILDING AID, APPROPRIATING FOUR MILLION ONE HUNDRED

THOUSAND DOLLARS FOR STATE BUILDING AID TO SCHOOL DISTRICTS, PROVIDING FOR THE METHOD OF ALLOCATING ANY FEDERAL BUILDING FUNDS RECEIVED BY THE STATE AND REPEALING SECTIONS 53-11-8, 53-11-9 53-11-10, 53-11-11, 53-11-12, 53-11-13, 53-11-14, 53-11-15, 53-11-16, 53-11-17, 53-11-18, 53-11-19, AND 53-11-20, AS ENACTED BY CHAPTER 95, LAWS OF UTAH 1957, AND SECTIONS 53-11-39, 53-11-41- 53-11-42, 53-11-43, 53-11-44, 53-11-45, 53-11-46, 53-11-47, 53-11-48, AND 53-11-49, UTAH CODE ANNOTATED 1953, AS ENACTED BY CHAPTER 82, LAWS OF UTAH 1959, was read the first time and referred to the Committee on Rules.

S. B. No. 169 By Messrs. Bullen, Waddingham and Hinton

AN ACT AMENDING SECTIONS 59-5-1, 59-5-30, 59-5-34, 59-7-2, 59-7-13, UTAH CODE ANNOTATED, 1953 AND SECTION 59-5-57, UTAH CODE ANNOTATED 1953, AS AMENDED BY CHAPTER 107, LAWS OF UTAH 1953, RELATING TO THE ASSESSMENT OF PROPERTY, was read the first time and referred to the Committee on Rules.

CONSIDERATION OF BILLS ON THIRD READING

On motion of Senator Hafen, *S. B. No. 15* was made a Special Order of Business for Monday, 2:30 p.m., February 6, 1961.

S. B. No. 76 was read the third time and placed on its final passage.

Yeas, 18; Nays, 0; Absent, 7.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Hafen, Hinton, Holman, Hopkin, Hunter, Kerr, Mantes, Memmott, Miller, Sowards, Stacey, Steen and Mr. President.

Absent and not voting: Senators Cox, Fowles, Grover, Hammond, Jenkins, Lloyd and Schmiett.

S. B. No. 76 was transmitted to the House.

S. B. No. 86 was read the third time and placed on its final passage.

S. B. No. 86 then passed on the following roll call:

Yeas, 19; Nays, 1; Absent, 5.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter, Kerr, Mantes, Sowards, Stacey, Steen and Mr. President.

Voting in the negative was Senator Memmott.

Absent and not voting: Senators Cox, Jenkins, Lloyd, Miller and Schmiett.

S. B. No. 86 was transmitted to the House.

S. B. No. 69 was read the third time and placed on its final passage.

On motion of Senator Bullen, *S. B. No. 69* was amended as follows:

Page 1, line 14, following the word "agencies,", insert the words "including institutions of higher education,".

S. B. No. 69 then passed on the following roll call:

Yeas, 21; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter, Kerr, Mantes, Memmott, Sowards, Stacey, Steen and Mr. President.

Absent and not voting: Senators Jenkins, Lloyd, Miller and Schmiett.

S. B. No. 69 was transmitted to the House.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 89 was read the second time.

Committee report read and adopted.

S. B. No. 89 was placed on the Third Reading Calendar on the following roll call:

Yeas, 21; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter, Mantes, Memmott, Schmiett, Sowards, Stacey, Steen and Mr. President.

Absent and not voting: Senators Jenkins, Kerr, Lloyd and Miller.

S. B. No. 96 was read the second time.

Committee report read and adopted.

S. B. No. 96 failed to be placed on the Third Reading Calendar on the following roll call:

Yeas, 11; Nays, 11; Absent, 3.

Those voting in the affirmative were: Senators Browning, Cox, Fowles, Grover, Mantes, Memmott, Schmiett, Sowards, Stacey, Steen and Mr. President.

Those voting in the negative were: Senators Ashton, Bullen, Clegg, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter, Kerr and Miller.

Absent and not voting: Senators Barlow, Jenkins and Lloyd.

S. B. No. 96 was ordered filed.

Senator Miller gave notice that he would on the next legislative day move to re-consider the vote whereby *S. B. No. 96* failed of passage.

S. B. No. 23 was read the second time.

Committee report read and adopted.

On motion of Senator Grover, *S. B. No. 23* was made a Special Order of Business for 10:30 A.M., Monday, February 6, 1961.

S. B. No. 73 was read the second time.

Committee report read and adopted.

S. B. No. 73 was placed on the Third Reading Calendar on the following roll call:

Yeas, 20; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Ashton, Barlow, Bullen, Clegg, Cox, Fowles, Grover, Hafen (explained vote), Hammond, Hinton, Holman, Hopkin, Hunter, Kerr, Memmott, Schmiett, Sowards, Stacey, Steen and Mr. President.

Absent and not voting: Senators Browning, Jenkins, Lloyd, Mantes and Miller.

The President appointed Senators Schmiett, Holman, and Kerr to read and revise the Journal for the two weeks commencing February 6, 1961.

On motion of Senator Cox, the Senate recessed until 2:00 P.M.

AFTERNOON SESSION

The Senate re-assembled at 2:00 P.M.

President Waddingham in the chair.

INTRODUCTION OF BILLS

S. B. No. 170 By Mr. Steen

AN ACT AMENDING SECTION 32-4-2, UTAH CODE ANNOTATED 1953, AS AMENDED BY CHAPTER 52, LAWS OF UTAH 1955, RELATING TO PUBLIC SERVICE LIQUOR LICENSES, PROVIDING FOR SUCH LICENSES TO BE ISSUABLE TO RAILROADS, AIRLINES AND RESTAURANTS, AND ALLOWING THE SALE OF LIGHT TABLE WINES, was read the first time and referred to the Committee on Rules.

S. B. No. 171 By Messrs. Clegg, Bullen and Fowles

AN ACT PROVIDING FOR A UNIFORM ASSESSMENT AND MILL LEVY FOR MOTOR VEHICLES, TRAILERS AND SEMI-TRAILERS; THE MANNER OF COMPUTING THE SAID MILL LEVY AND PROVIDING FOR THE COLLECTION OF TAXES THEREON AND THE APPORTIONMENT OF SAID TAXES AMONG THE TAXING UNITS, was read the first time and referred to the Committee on Rules.

PRESENTATION OF RESOLUTIONS

S. J. R. No. 16 By Messrs. Clegg, Bullen and Fowles

A JOINT RESOLUTION PROPOSING TO AMEND ARTICLE XIII OF THE CONSTITUTION OF THE STATE OF UTAH BY ADDING A NEW SECTION, NUMBERED SECTION 13, EMPOWERING THE STATE LEGISLATURE TO PROVIDE BY LAW FOR THE TAXATION OF MOTOR VEHICLES, TRAILERS, AND SEMI-TRAILERS, was read the first time and referred to the Committee on Rules.

Senator Clegg moved that following the Joint Convention, the Senate stand adjourned until 10:00 A.M., Monday, February 6, 1961.

Motion carried.

Upon motion of Senator Kerr, the Senate recessed to attend a Joint Convention in the House for the purpose of the presentation of the Governor's National Turkey Award to Governor George D. Clyde by Mayor William A. Barlocker, and to hear a special message from Governor George D. Clyde.

JOINT CONVENTION

The Roll Call showed a quorum of Senate and House members present.

The Prayer was offered by the Senate Chaplain.

Speaker Dean introduced Mr. Joseph H. McKenna, Marketing Manager, Thiokol Chemical Corporation, who briefly addressed the Joint Convention.

The President of the Senate appointed a Joint Committee consisting of Representatives Williams, Dixon and Bott, and Senators Holman, Sowards and Stacey, to notify the Governor that the Legislature was in Joint Convention and ready to hear his message.

The Joint Committee returned, escorting His Excellency, Governor George D. Clyde, who was presented to the Joint Convention by President Waddingham.

Representative Squires introduced Mayor William A. Barlocker who presented to His Excellency, Governor George D. Clyde, the Governor's National Turkey Trophy, an award won by Mayor Barlocker of Barlocker Farms, Inc. for the production of the largest turkey in the world, 58 pounds, 2 ounces, by the National Turkey Federation.

The Governor then delivered his supplemental budget message.

The Joint Committee then escorted Governor Clyde to his chamber.

Upon the motion of Representative Carl H. Taylor, the Joint Convention was dissolved.

TWENTY-NINTH DAY

MORNING SESSION

February 6, 1961

The Senate was called to order at 10:00 A.M. President Waddingham in the chair.

Roll Call – All Senators present except Senator Kerr, excused.

The Prayer was offered by Father John Brennan, Layton, Utah.

February 6, 1961

Mr. President:

Your Committee on Revision of the Journal respectfully reports that we have read the Journal for the twenty-sixth day and find it correct with minor amendments noted on the final copy.

Respectfully,
LELAND SOWARDS,
Chairman

Report adopted and filed.

COMMUNICATIONS FROM THE HOUSE

February 3, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *S. B. No. 53*, entitled, AN ACT REQUIRING REASONABLE UNDERSTANDING OF AMERICAN HISTORY AND POLITICAL AND ECONOMIC INSTITUTIONS AS A CONDITION OF GRADUATION FROM STATE SUPPORTED UNIVERSITIES AND COLLEGES, and the same is returned herewith for your further action.

Respectfully,
T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 53 was referred to the Committee on Rules to be enrolled and engrossed.

REPORTS OF STANDING COMMITTEES

February 3, 1961

Mr. President:
Your Rules Committee, to which were referred

S. B. No. 161 Appropriations

S. B. No. 162 Education

S. B. No. 163 Public Health, Welfare and Institutions

S. B. No. 164 Business and Commerce

S. B. No. 165 Revenue and Taxation

S. B. No. 166 Judiciary

reports the same back with a few minor changes assented to by the authors and recommends the same be printed.

Respectfully,

HAVEN J. BARLOW,
Chairman

Report adopted and filed.

The above bills were ordered printed and referred to the committees indicated.

February 2, 1961

Mr. President:

Your Committee on Fish and Game, to which was referred *H. B. No. 2*, by Messrs. Lundell and Collard, has carefully considered said bill and reports the same out unfavorably.

Respectfully,

FRANK C. MEMMOTT,
Chairman

Report filed.

H. B. No. 2 was placed on the Second Reading Calendar.

February 2, 1961

Mr. President:

Your Committee on Fish and Game, to which was referred *H. B. No. 19*, by Messrs. Lundell, Ballif and Monroe, has carefully considered said bill and reports the same out favorably.

Respectfully,

FRANK C. MEMMOTT,
Chairman

Report filed.

H. B. No. 19 was placed on the Second Reading Calendar.

February 2, 1961

Mr. President:

Your Committee on Fish and Game, to which was referred *S. B. No. 116*, by Messrs. Browning, Sowards and Schmiett, has carefully considered said bill and reports the same out favorably.

Respectfully,

FRANK C. MEMMOTT,
Chairman

Report filed.

S. B. No. 116 was placed on the Second Reading Calendar.

CONSIDERATION OF BILLS ON THIRD READING

S. B. No. 89 was read the third time and placed on its final passage.

On motion of Senator Grover, *S. B. No. 89* was amended as follows:

On page 1, strike all of lines one through five, inclusive, and renumber the sections accordingly.

On motion of Senator Hinton, *S. B. No. 89* was amended as follows:

On page 10, line 16, strike the words "in addition to any other penalty provided by law,".

S. B. No. 89 then passed on the following roll call:

Yeas, 20; Nays, 3. Absent, 2.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hunter, Jenkins, Lloyd, Mantes, Miller, Schmiett, Sowards, Stacey, Steen and Mr. President.

Those voting in the negative were: Senator Hinton (explained vote), Holman and Memmott.

Absent and not voting: Senators Hopkin and Kerr.

S. B. No. 89 was transmitted to the House.

On motion of Senator Miller, the Senate reconsidered its action on *S. B. No. 96.*

S. B. No. 96 was placed at the head of the Second Reading Calendar.

SPECIAL ORDER

S. B. No. 23, being a Special Order of Business, was before the Senate.

On motion of Senator Hafen, *S. B. No. 23* was amended as follows:

Page 4, line 20, following the word "least", insert "the equivalent of", and following "of" insert "full-time".

S. B. No. 23 then failed to place on the Third Reading Calendar on the following roll call:

Yeas, 8; Nays, 14; Absent, 3.

Those voting in the affirmative were: Senators Ashton, Bullen, Fowles, Hafen, Hammond (explained vote), Hinton, Hunter and Lloyd.

Those voting in the negative were: Senators Barlow (explained vote), Browning, Clegg (explained vote), Cox (explained vote), Grover, Holman, Jenkins, Memmott, Miller, Schmiett, Sowards, Stacey, Steen and Mr. President.

Absent and not voting: Senators Hopkin, Kerr and Mantes.

Sentor Jenkins gave notive that on the next legislative day he would move for re-consideration of *S. B. No. 23.*

S. B. No. 23 was filed.

CONSIDERATION OF BILLS ON THIRD READING

S. B. No. 73 was read the third time and placed on its final passage.

On motion of Senator Hunter, *S. B. No. 73* was amended as follows:

Page 1, line 18, delete "1925", and insert in lieu thereof the word "1927".

S. B. No. 73 then passed on the following roll call:

Yeas, 19; Nays, 2; Absent, 4.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Jenkins, Lloyd, Memmott, Miller, Sowards, Stacey and Mr. President.

Those voting in the negative were: Senators Hunter and Steen (explained vote).

Absent and not voting: Senators Hopkin, Kerr, Mantes and Schmiett.

S. B. No. 73 was transmitted to the House.

SPECIAL ORDER

S. B. No. 18, being *a* Special Order of Business, was before the Senate.

On motion of Senator Hafen, *S. B. No. 18* was made a Special Order of Business for 2:00 P.M., Monday, February 6, 1961.

CONSIDERATION OF BILLS ON SECOND READING

Senator Grover, with the aid of five Senators, requested a Call of the Senate.

Senators Browning, Fowles, Hafen, Hopkin, Mantes and Schmiett were absent without leave, Senator Kerr was absent and excused.

On motion of Senator Grover, the Call of the Senate was lifted.

COMMUNICATION

The Senate is in receipt of a communication from the National Assembly, Republic of China, Taipei, Taiwan, China, requesting publications of a constitutional and legislative nature for their newly established library in the city of Taipei.

CONSIDERATION OF BILLS ON SECOND READING

The vote whereby *S. B. No. 96*, having failed of passage, having been reconsidered, *S. B. No. 96* was before the Senate on the Second Reading Calendar.

S. B. No. 96 was placed on the Third Reading Calendar on the following roll call:

Yeas, 14; Nays, 8; Absent, 3.

Those voting in the affirmative were: Senators Barlow, Browning, Cox, Fowles, Grover, Jenkins, Lloyd, Memmott, Miller, Schmiett, Sowards, Stacey, Steen and Mr. President.

Those voting in the negative were: Senators Ashton, Bullen, Clegg, Hafen, Hammond, Hinton, Holman and Hunter.

Absent and not voting: Senators Hopkin, Kerr and Mantes.

On motion of Senator Cox, the Senate recessed until 2:00 P.M.

AFTERNOON SESSION

The Senate re-assembled at 2:00 P.M.

President Waddingham in the chair.

On motion of Senator Cox, the Senate agreed to recess at 2:50 for the purpose of going into Joint Convention with the House.

SPECIAL ORDER

S. B. No. 18, being a Special Order of Business, was before the Senate.

On motion of Senator Hafen, the Senate resolved itself into a Committee of the Whole.

Mr. Franklin Matheson appeared before the Committee of the Whole.

On motion of Senator Grover, the Committee of the Whole was dissolved.

On motion of Senator Hafen, *S. B. No. 18* was amended as follows:

Page 2, Line 8. Delete the period after the word Utah, insert a comma and add the following:

"provided, that neither the initiation, execution nor completion of any public highway, work or project may be restrained or enjoined under the authority hereof".

On motion of Senator Hafen, *S. B. No. 18* was amended as follows:

On page 2, after line 27, inserting a new section to be known as Section 7 and renumber all sections thereafter accordingly. Said new section 7 shall read as follows:

"Section 7. Prior to instituting action under this act, the plaintiff shall serve a claim upon the state or municipal corporation in the same manner as complaints are served in civil actions. No action shall be brought under this act until the state or municipal corporation has refused to pay the claim, or until the expiration of ninety days from time of service of said claim."

S. B. No. 18 then passed on the following roll call:

Yeas, 17; Nays, 5; Absent, 3.

Those voting in the affirmative were: Senators Browning, Bullen, Clegg, Fowles, Grover, Hafen, Hammond, Hinton, Jenkins, Lloyd, Miller (explained vote), Schmiett, Sowards, Stacey, Steen and Mr. President.

Those voting in the negative were: Senators Barlow, Cox, Holman, Hopkin and Hunter.

Absent and not voting: Senators Ashton, Kerr, and Memmott.

S. B. No. 18 was transmitted to the House.

SPECIAL ORDER

S. J. R. No. 9, being a Special Order of Business, was before the Senate.

S. J. R. No. 9 was read the second time.

Committee report read and adopted.

On motion of Senator Jenkins, the Senate recessed for 10 minutes.

JOINT CONVENTION

The Joint Convention was called to order. President Waddingham in the chair.

The Roll Call showed that a Quorum of both Houses were present.

Upon motion of Senator Hafen, the Joint Convention resolved itself into a Committee of the Whole.

The Committee of the Whole was addressed by Miss Bonnie Sue Houghtaling, of Swan, Iowa, American Dairy Association Princess, and Utah's Dairy Princess, Miss Penny Rae Hafen of St. George, Utah, and her attendant, Miss Ann Frandsen of North Ogden, Utah.

On motion of Senator Clegg, the Committee of the Whole and the Joint Convention were dissolved.

The Senate re-assembled.

SPECIAL ORDER

S. J. R. No. 9 was placed on the Third Reading Calendar on the following roll call:

Yeas, 19; Nays, 5; Absent, 1.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter, Mantes, Miller, Schmiett, Sowards, Stacey and Steen.

Those voting in the negative were: Senators Grover, Jenkins (explained vote), Lloyd, Memmott and Mr. President.

Absent and not voting: Senator Kerr.

S. B. No. 15, being a Special Order of Business, was before the Senate. on Third Reading Calendar.

On motion of Senator Hinton, *S. B. No. 15* was made a Special Order of Business for 11:00 A.M., Tuesday, February 7, 1961.

REPORTS OF STANDING COMMITTEES

February 6, 1961

Mr. President:

Your Rules Committee, to which were referred

S. B. No. 167	Revenue and Taxation
S. B. No. 168	Appropriation
S. B. No. 169	Revenue and Taxation
S. B. No. 170	State and Federal Affairs

reports the same back with a few minor changes assented to by the authors and recommends the same be printed.

Respectfully,
HAVEN J. BARLOW,
Chairman

Report adopted and filed.

The above bills were ordered printed and referred to the committees indicated.

February 6, 1961

Mr. President:

Your Committee on Rules, to which has been referred *S. B. No. 53*, entitled, AN ACT REQUIRING REASONABLE UNDERSTANDING OF AMERICAN HISTORY AND POLITICAL AND ECONOMIC INSTITUTIONS AS A CONDITION OF GRADUATION FROM STATE SUPPORTED UNIVERSITIES AND COLLEGES, has been examined and carefully compared the bill as passed with the enrolled and engrossed copy and find it correct, and returns the same for the signature of the President.

Respectfully,
HAVEN J. BARLOW,
Chairman

Committee report read and adopted.

S. B. No. 53 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

INTRODUCTION OF BILLS

S. B. No. 172 By Messrs. Ashton, Fowles and Clegg

AN ACT REPEALING SECTION 58-27-10, UTAH CODE ANNOTATED 1953, RELATING TO THE DISPENSING WITH A SECOND

EXAMINATION WHERE AN APPLICANT HAS PASSED A PRELIMINARY EXAMINATION UNDER THE BASIC SCIENCE LAW, was read the first time and referred to the Committee on Rules.

S. B. No. 173 By Messrs. Cox, Hunter and Schmiett

AN ACT AMENDING SECTION 30-3-4, UTAH CODE ANNOTATED 1953, AS AMENDED BY CHAPTER 55, LAWS OF UTAH 1957, AND SECTION 30-3-18, UTAH CODE ANNOTATED 1953, AS ENACTED BY CHAPTER 55, LAWS OF UTAH 1957, RELATING TO MARRIAGE COUNSELING, AND REPEALING SECTIONS 30-3-11, 30-3-12, 30-3-13, 30-3-14, 30-3-15, 30-3-16, 30-3-17, 30-3-19, 30-3-20, 30-3-21 AND 30-3-22 UTAH CODE ANNOTATED 1953, AS ENACTED BY CHAPTER 55, OF THE LAWS OF UTAH 1957, was read the first time and referred to the Committee on Rules.

S. B. No. 174 By Messrs. Hammond and Mantes

AN ACT AMENDING SECTION 27-2-12, UTAH CODE ANNOTATED 1953, RELATING TO THE STATE ROAD COMMISSION AND AUTHORIZING THE STATE ROAD COMMISSION TO PREPARE AND MAINTAIN RACE COURSES ON THE SALT FLATS AND TO PREPARE, MAINTAIN AND REMOVE SNOW FROM PUBLICLY OWNED LANDS ADJACENT TO STATE HIGHWAYS, was read the first time and referred to the Committee on Rules.

S. B. No. 175 By Messrs. Hunter and Cox

AN ACT RELATING TO TRADING STAMPS; PROVIDING THAT PERSONS SELLING TRADING STAMPS TO PERSONS ENGAGED IN A TRADE, BUSINESS OR PROFESSION SHALL NOT DISCRIMINATE AGAINST PERSONS ENGAGED IN ANY TRADE, BUSINESS OR PROFESSION; AND AMENDING SECTION 13-6-3, UTAH CODE ANNOTATED 1953, TO PROVIDE PURCHASERS OF GOODS, MATERIALS OR SERVICES THE RIGHT TO DEMAND CASH IN LIEU OF TRADING STAMPS, was read the first time and referred to the Committee on Rules.

S. B. No. 176 By Mr. Browning

AN ACT AUTHORIZING A BUILDING AND IMPROVEMENT PROGRAM FOR THE STATE AND SOME OF ITS INSTITUTIONS; PROVIDING FOR THE FINANCING THEREOF THROUGH THE ISSUANCE OF BONDS; PROVIDING FOR THE PAYMENT OF SUCH BONDS AND FOR THE IMPOSITION OF TAXES THEREFOR, INCLUDING THE ALLOCATION OF SALES TAX REVENUES TO SUCH PURPOSE, APPROPRIATING THE PROCEEDS OF SUCH BONDS, AND APPROPRIAT-

ING MONEY FOR THE PAYMENT OF SUCH BONDS, EXEMPTING SUCH BONDS FROM TAXATION, was read the first time and referred to the Committee on Rules.

S. B. No. 177 By Mr. Browning

AN ACT AUTHORIZING A PROGRAM FOR ASSISTANCE TO SCHOOL DISTRICTS FOR THE ACQUISITION OF SCHOOL SITES AND THE ERECTION OF SCHOOL BUILDINGS AND CAPITAL IMPROVEMENTS; PROVIDING FOR THE FINANCING THEREOF THROUGH THE ISSUANCE OF BONDS; PROVIDING FOR THE PAYMENT OF SUCH BONDS AND FOR THE IMPOSITION OF TAXES THEREFOR; INCLUDING THE ALLOCATION OF SALES TAX REVENUES TO SUCH PURPOSE; APPROPRIATING THE PROCEEDS OF SUCH BONDS, AND APPROPRIATING MONEY FOR THE PAYMENT OF SUCH BONDS, EXEMPTING SUCH BONDS FROM TAXATION, was read the first time and referred to the Committee on Rules.

S. B. No. 178 By Messrs. Hopkin and Hunter

AN ACT AUTHORIZING THE UTAH STATE BOARD OF LOAN COMMISSIONERS TO NEGOTIATE A LOAN FROM THE UTAH STATE TREASURER IN THE AMOUNT OF $2,000,000.00 FOR THE UTAH WATER AND POWER BOARD CONSTRUCTION REVOLVING FUND; AN EMERGENCY CLAUSE; AND PROVIDING FOR THE REPAYMENT OF SUCH LOAN, was read the first time and referred to the Committee on Rules.

S. B. No. 179 By Messrs. Hunter and Hopkin

AN ACT ENACTING SECTION 23-10-26, UTAH CODE ANNOTATED 1953, PROHIBITING THE TAKING OF GAME ANIMALS OR GAME BIRDS BY THE USE OF BOWS AND ARROWS, was read the first time and referred to the Committee on Rules.

REPORTS OF SPECIAL COMMITTEES

February 6, 1961

Dear Mr. President:

Following your assignment to Senators Grover, Steen and myself as a committee to evaluate the possibility of this Legislature providing funds for moving the old City and County Building to a new site at the head of State Street, it is our understanding, that the State would be obligated $90,000 to assume ownership and maintenance. The balance to be furnished by the L.D.S. Church.

Your committee has made a very careful check on the physical properties and found the property in a dilapidated condition. The sandstone blocks that make up the front wall are soft sandstone and weathering considerably. All in all, there is not much left to serve as a basis for a restoration project.

Your committee also felt that with the terrific strain on the State Treasury and many projects that might be branded worthy that will have to be turned down, it would behoove us to ask the sponsors of this project to finance it with funds other than the State of Utah. The maintenance and manning of this building after it is moved would furnish another fiscal problem for the State which was taken into consideration.

These findings are unanimous. The recommendation of your committee is that the State of Utah step aside and not participate.

Respectfully submitted,

FRANK M. BROWNING,
Chairman

Report adopted and filed.

On motion of Senator Lloyd, the Senate adjourned until 10:00 A.M., Tuesday, February 7, 1961.

THIRTIETH DAY

MORNING SESSION

February 7, 1961

The Senate was called to order at 10:00 A.M. President Waddingham in the chair.

Roll Call – All Senators present.

The Prayer was offered by the Chaplain.

February 7, 1961

Mr. President:

Your Committee on Revision of the Journal respectfully reports that we

have read the Journal for the twenty-ninth day and find it correct with minor amendments noted on the final copy.

Respectfully,
BENNIE SCHMIETT,
Chairman

Report adopted and filed.

COMMUNICATIONS FROM THE HOUSE

February 6, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, *H. C. R. 1*, entitled, MEMORIALIZING AUTOMOBILE MANUFACTURERS TO INSTALL SAFETY SEAT BELT ATTACHMENTS, and the same is transmitted herewith for your action.

Respectfully,
T. H. McMULLIN,
Chief Clerk

Communication filed.

H. C. R. No. 1 was read the first time and referred to the Committee on Highways and Aeronautics.

February 6, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 59*, entitled, COMMITTEE ON PSYCHOLOGISTS, and the same is transmitted herewith for your action.

Respectfully,
T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 59 was read the first time and referred to the Committee on State, Federal Affairs, and Military Affairs and Civil Defense.

February 3, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, *H. J. R. No. 13*, by Mr. Carl Taylor, entitled, A JOINT RESOLUTION OF THE HOUSE OF REPRESENTATIVES AND THE SENATE OF THE STATE OF UTAH EXPRESSING CONGRATULATIONS TO MRS. ESTHER EGGERTSON PETERSON

FOR HER APPOINTMENT TO NATIONAL OFFICE, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

H. J. R. No. 13 was read the first time.

On motion of Senator Hunter, the rules were suspended and *H. J. R. No. 13* was read the second and third times and placed on its final passage.

H. J. R. No. 13 then passed on the following roll call:

Yeas, 18; Nays, 0; Absent, 7.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hinton, Holman, Hunter, Kerr, Lloyd, Memmott, Schmiett, Sowards, Steen and Mr. President.

Absent and not voting: Senators Hafen, Hammond, Hopkin, Jenkins, Mantes, Miller and Stacey.

H. J. R. No. 13 was returned to the House for further action.

PRESENTATION OF RESOLUTIONS

S. C. R. No. 4 By Messrs. Bullen and Sowards

A CONCURRENT RESOLUTION OF THE SENATE AND HOUSE OF REPRESENTATIVES OF THE THIRTY-FOURTH LEGISLATURE OF THE STATE OF UTAH, MEMORIALIZING THE CONGRESS OF THE UNITED STATES TO RENEW THE SUGAR ACT AND TO PROVIDE FOR IMPLEMENTING LONG TERM SUGAR LEGISLATION WITH EQUITABLE DISTRIBUTION OF FOREIGN QUOTAS AMONG FRIENDLY NATIONS, was read the first time and referred to the Committee on Rules.

INTRODUCTION OF BILLS

S. B. No. 180 By Mr. Miller

AN ACT AMENDING SECTION 76-11-3 UTAH CODE ANNOTATED 1953, RELATING TO SMOKING OF CIGARS IN PUBLIC, was read the first time.

On motion of Senator Miller, the rules were suspended and *S. B. No. 180* was read the second and third times and placed on its final passage.

On motion of Senator Miller, *S. B. No. 180* was made a Special Order of Business for 2:45 P.M., Tuesday, February 7, 1961.

S. B. No. 181 By Mr. Barlow

AN ACT AMENDING SECTION 64-8-7, UTAH CODE ANNOTATED 1953, RELATING TO THE APPOINTMENT OF A SUPERINTENDENT FOR THE UTAH STATE TRAINING SCHOOL, PERMITTING THE APPOINTMENT OF A MEDICAL SUPERINTENDENT OR A SUPERINTENDENT WITH OTHER SPECIALIZED TRAINING, was read the first time and referred to the Committee on Rules.

S. B. No. 182 By Mr. Miller

AN ACT AMENDING SECTION 59-5-57, UTAH CODE ANNOTATED 1953, AS AMENDED, RELATING TO THE ASSESSMENT OF MINES, was read the first time and referred to the Committee on Rules.

S. B. No. 183 By Mr. Jenkins

AN ACT RELATING TO THE CORPORATE FRANCHISE TAX; PROVIDING THAT SMALL BUSINESS CORPORATIONS MAY ELECT TO HAVE SHAREHOLDERS TAXED ON A DISTRIBUTIVE SHARE BASIS IN LIEU OF THE CORPORATE FRANCHISE TAX; AMENDING SECTION 59-13-4, UTAH CODE ANNOTATED 1953, TO EXEMPT QUALIFYING SMALL BUSINESS CORPORATIONS; ENACTING SECTIONS 59-13a-1, 59-13a-2, 59-13a-3, 59-13a-4, 59-13a-5, 59-13a-6, AND 59-13a-7, was read the first time and referred to the Committee on Rules.

S. B. No. 184 By Messrs. Holman and Sowards

AN ACT AMENDING SECTION 17-18-4, UTAH CODE ANNOTATED 1953, AS AMENDED BY CHAPTER 34, LAWS OF UTAH 1957, DESIGNATING THE QUALIFICATIONS OF COUNTY ATTORNEYS IN COUNTIES OF THE SIXTH CLASS, was read the first time and referred to the Committee on Rules.

S. B. No. 185 By Messrs. Jenkins and Waddingham

AN ACT RELATING TO SECURITIES; ENACTING SECTIONS 61-1-1 THROUGH 61-1-31; THERETO; REQUIRING THE REGISTRATION OF BROKER-DEALERS, AGENTS, INVESTMENT ADVISERS, AND SECURITIES; AND MAKING UNIFORM THE LAW WITH REFERENCE THERETO; AND REPEALING TITLE 61, CHAPTER 1, UTAH CODE ANNOTATED 1953, AS AMENDED BY CHAPTER 129, LAWS OF UTAH 1957, was read the first time and referred to the Committee on Rules.

S. B. No. 186 By Messrs. Jenkins, Grover and Ashton

AN ACT ENACTING A NEW SECTION TO THE UTAH STATE SCHOOL EMPLOYEES' RETIREMENT ACT; PROVIDING FOR THE PURCHASE OF OUT-OF-STATE SCHOOL SERVICE; SETTING FORTH THE MEANS OF PAYING FOR THE SERVICE CREDITS GRANTED; ESTABLISHING THE BENEFITS TO BE PAID; AND THE EFFECTIVE DATE, was read the first time and referred to the Committee on Rules.

S. B. No. 187 By Mr. Browning

AN ACT AMENDING SECTION 59-14-65, UTAH CODE ANNOTATED 1953, AS AMENDED BY CHAPTER 124, LAWS OF UTAH 1957 AND CHAPTER 111, LAWS OF UTAH 1959, DELETING PROVISIONS RELATING TO A RESERVE FUND, was read the first time and referred to the Committee on Rules.

S. B. No. 188 By Messrs. Grover and Lloyd

AN ACT RELATING TO POLITICAL PARTY CONVENTIONS AND MASS MEETINGS; AMENDING SECTIONS 20-4-1, 20-4-2, 20-4-3, 20-4-4, 20-4-5, 20-4-6, 20-4-7, 20-4-8 AND 20-4-12, UTAH CODE ANNOTATED 1953; AMENDING SECTION 20-4-9, AS AMENDED BY CHAPTER 42, LAWS OF UTAH 1957; AMENDING SECTION 20-4-11, AS AMENDED BY CHAPTER 43, LAWS OF UTAH 1957, was read the first time and referred to the Committee on Rules.

S. B. No. 189 By Mr. Sowards

AN ACT AMENDING SECTIONS 4-18-13 AND 4-18-16, UTAH CODE ANNOTATED 1953 AS ENACTED BY CHAPTER 2, LAWS OF UTAH 1957, RELATING TO DEFINITIONS OF COMMERCIAL FEEDING STUFFS TERMS, REGISTRATION AND INSPECTION FEES, was read the first time and referred to the Committee on Rules.

On motion of Senator Jenkins, the Senate voted to reconsider its action on *S. B. No. 23*, and *S. B. No. 23* was placed at the head of the Second Reading Calendar.

CONSIDERATION OF BILLS ON THIRD READING

S. B. No. 96 was read the third time and placed on its final passage.

S. B. No. 96 then failed to pass on the following roll call:

Yeas, 12; Nays, 10; Absent, 3.

Those voting in the affirmative were: Senators Browning, Cox, Fowles, Grover, Jenkins, Memmott, Miller, Schmiett, Sowards, Stacey, Steen and Mr. President.

Those voting in the negative were: Senators Ashton, Barlow, Bullen, Clegg, Hafen, Hinton, Holman, Hopkin, Hunter and Kerr.

Absent and not voting: Senators Hammond, Lloyd and Mantes.

S. B. No. 96 was filed.

S. J. R. No. 9 was read the third time and placed on its final passage.

On motion of Senator Jenkins, *S. J. R. No. 9* was made a Special Order of Business for 2:30 P.M., Friday, February 10, 1961.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 23, having been read the second time, was before the Senate on Second Reading.

On motion of Senator Jenkins, *S. B. No. 23* was amended as follows:

On page 4, line 31, delete the word "six" and insert in lieu thereof the word "three".

On page 4, line 32, delete the word "months" and insert in lieu thereof the word "years".

On motion of Senator Jenkins, *S. B. No. 23* was amended as follows:

On page 6, line 12, strike the "h" from the word "his", that it might read "is", and following the word "is", strike the balance of line 12, all of line 13, and all of line 14, and insert in lieu thereof the words "knowingly false, deceptive or misleading; or".

On page 6, line 16, to the word "patent" add the letter "i" following the first "t" therein so as to form the word "patient".

On motion of Senator Jenkins, *S. B. No. 23* was amended as follows:

On page 6, line 2, following the word "eyeglasses," add the following paragraph: "d Prohibit a licensee hereunder from working as a dispensing optician in the employ of or for any person, firm, partnership or corporation not licensed hereunder."

On motion of Senator Grover, *S. B. No. 23* was amended as follows:

On page 5, line 16, following the word "surgeons" insert the words "specializing in the eye and commonly known as ophthamologists".

On page 5, line 23, following the word "surgeons", insert the words "specializing in the eye and commonly known as ophthamologists".

On motion of Senator Kerr, the Senate recessed for 10 minutes.

The Senate re-assembled.

CONSIDERATION OF BILLS ON SECOND READING

On motion of Senator Lloyd, *S. B. No. 23* was tabled.

SPECIAL ORDER

S. B. No. 15, being a Special Order of Business, was before the Senate on Third Reading and placed on its final passage.

On motion of Senator Hafen, *S. B. No. 15* was amended as follows:

Page 1, line 6, change word "filed" to "filled".

Page 2, lines 4 and 5, delete words "appointed to the district court nominating commissions" and insert after the words "shall be" the words "citizens of the United States and". The sentence will then read "Commissioners shall be citizens of the United States and residents of Utah".

Page 4, lines 17 and 18, delete "and pay a filing fee of $10 to".

Page 4, lines 18 and 19, delete "at least 60 days prior to such general election." and insert in lieu thereof "as provided in Section 20-3-5."

Page 4, delete lines 23 to 33, both inclusive.

Page 5, delete lines 1 to 32, inclusive. Insert a new Section 8 to read as follows:

Section 8. Section 20-3-5, Utah Code Annotated 1953, is amended to read as follows:

20-3-5. If any justice of the Supreme Court or judge of any district court files a declaration of candidacy to retain his office as provided in Section 7, any member of the Bar desiring to become a candidate for such office, during the month of July prior to the general election at which such office is to be voted on, must file with the secretary of state a declaration of his candidacy for such office, in substantially the following form:

State of Utah, County....., I, ...,
being first duly sworn, say that I reside at.....
Street, City of....., County of.....,
State of Utah; that I am a qualified voter; that I am a candidate for nomina-

tion to the office of.....,
which office is now held by Judge.....and is
to be voted upon at the primary election to be held on Tuesday, the.....
day of ....., 19..... I hereby request
that my name be printed upon the judicial primary ballot for nomination by
such primary election for such office.

(Signed).....

.....

Official character of officer taking oath

(a) In any election at which two or more judges or justices of any court are to be voted for or elected for the same term, it shall be deemed that there are as many separate judicial offices to be filled as there are judges or justices of the court to be elected. The secretary of state shall designate each separate office by a distinguishing number not greater than the total number of offices and shall relate the number to the incumbent judge. The designation shall remain the same for all purposes of both primary and general election and shall be used on all nomination papers, certificates of nomination, ballots, certificates of election, and all election papers referring to the office. After election and the issuance of the certificates of election, the designating number shall have no further significance.

(b) Candidates shall pay to the filing officer the fee provided by section 20-3-4, Utah Code Annotated 1953, for such filing.

(c) Candidates for the office at both the primary election for nomination and the general election shall have their names placed on separate ballots which shall be designated "Judicial Nominating Ballot" to be used at the primary election, and "JUDICIAL SELECTION BALLOT" to be used at the general election. The names of the candidates for each designated office shall be placed on the ballots for the primary and general election in the aphabetical order of the surnames, with the given name of each candidate to the left of the surname, provided, however, that an incumbent judge who is a candidate for retention in office for another term shall be named first upon both the primary and general ballots and shall be designated Judge (insert his name), incumbent."

(d) The ballots shall show thereon opposite the name of each candidate a blocked off space as follows, and the voter in casting his or her vote shall place an "X" in the space so blocked which shall represent his or her choice of candidate appearing on said ballot for each designated office. The county clerks shall prepare for submission to the voters the ballots herein described as separate ballots, without any political party or other partisan designation other than the titles herein provided for. Any person voting at said primary and general elections shall be given such a judicial selection ballot at the same time and manner as he is given the primary and general election ballots as provided by law, and shall be required to return to the election judges and deposit in the ballot box said judicial nominating ballot and judicial selection ballot at the same time with the general election ballot. Said judicial nominating and selection ballots shall be handled, counted and

the results certified in the same way as required by law for general election ballots. There shall be qualified for the general election the two candidates who have received the greatest number of votes at the primary election.

(e) Any candidate for the office of justice of the Supreme Court or judge of the district court may withdraw as such candidate upon filing with the secretary of state at any time prior to August 10th a withdrawal properly verified before a notary public. In the event any person files as a candidate and does not withdraw as herein provided, his name shall be placed on the ballot as such candidate. In the event there are only two to be selected for any office after withdrawals if any are deducted, the candidates who have not withdrawn shall become the nominees, and it shall not be necessary to place their names upon the primary ballot. Such persons shall be issued certificates of nomination by the secretary of state, and their names shall be placed on the judicial selection ballot for the general election. If only one candidate files for any specific office, such person shall forthwith be issued a certificate of election for the ensuing term by the secretary of state. All applications of persons for nomination for the office of justice of the Sureme Court and judge of the district court must be filed with and received by the secretary of state not later than 5:00 o'clock p.m. on the last day on which the filing may be made under this section.

Page 6, delete lines 31 and 32.

Page 6, line 33, delete "Section 12" and insert in lieu thereof "Section 11".

On motion of Senator Hafen, *S. B. No. 15* was amended as follows:

On page 3, line 17. Delete the word "three" and insert on line 17 after the word "persons" the words "as hereinafter specified".

On page 3, line 21. After the period insert the following:

"If a vacancy occurs or is about to occur in the office of a justice of the Supreme Court, the appropriate judicial nominating commission for the office to be filled shall certify to the Governor a list of five persons, no more than three of whom shall be from the same judicial district. If a vacancy occurs or is about to occur in the office of a judge of any district court, the appropriate judicial nominating commission for the office to be filled shall certify to the Governor a list of three persons."

S. B. No. 15 then failed to pass on the following roll call:

Yeas, 9; Nays, 14; Absent, 2.

Those voting in the affirmative were: Senators Browning, Fowles, Hinton, Hopkin, Jenkins, Lloyd, Schmiett, Sowards and Mr. President.

Those voting in the negative were: Senators Ashton, Barlow, Bullen, Clegg, Cox, Grover, Hafen, Holman, Hunter, Kerr, Memmott, Miller, Stacey and Steen.

Absent and not voting: Senators Hammond and Mantes.

S. B. No. 15 was filed.

Senator Hafen gave notice that he would on the next legislative day move for reconsideration of *S. B. No. 15*.

On motion of Senator Grover, the Senate recessed until 2:00 P.M.

AFTERNOON SESSION

The Senate re-assembled at 2:00 P.M.

President Waddingham in the chair.

On motion of Senator Lloyd, the rules were suspended and the Senate voted to extend the limit of introducing bills from the thirtieth day until the thirty-third day, inclusive.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 74 was read the second time.

Committee report read and adoped.

S. B. No. 74 was placed on the Third Reading Calendar on the following roll call:

Yeas, 18; Nays, 6; Absent, 1.

Those voting in the affirmative were: Senators Ashton, Barlow, Clegg, Fowles, Grover, Hafen, Hinton, Hopkin, Jenkins, Kerr, Lloyd, Mantes, Memmott (explained vote), Miller, Schmiett, Sowards, Steen and Mr. President.

Those voting in the negative were: Senators Browning, Bullen, Cox, Hammond, Holman and Stacey.

Absent and not voting: Senator Hunter.

SPECIAL ORDER

S. B. Nos. 21, 34, 49 and *50*, being a Special Order of Business, were before the Senate.

S. B. No. 49 was read the second time.

Committee report read and adoped.

S. B. No. 50 was read the second time.

Committee report read and adopted.

On motion of Senator Lloyd, *S. B. No. 21* retained its position at the head of the Second Reading Calendar.

S. B. No. 34 then failed to place on the Third Reading Calendar on the following roll call:

Yeas, 10; Nays, 15; Absent, 0.

Those voting in the affirmative were: Senators Barlow, Browning, Fowles, Grover, Hammond (explained vote), Hopkin, Jenkins, Memmott, Miller, and Schmiett.

Those voting the negative were: Senators Ashton, Bullen, Clegg, Cox. Hafen, Hinton (explained vote), Holman, Hunter, Kerr, Lloyd, Mantes, Sowards, Stacey, Steen and Mr. President.

On motion of Senator Clegg, the Senate recessed for 10 minutes.

The Senate re-assembled.

SPECIAL ORDER

On motion of Senator Lloyd, the enacting clauses on *S. B. Nos. 49* and *50* were struck.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 21, having being read previously the second time, was before the Senate.

S. B. No. 21 was placed on the Third Reading Calendar on the following roll call:

Yeas, 24; Nays, 0; Absent, 1.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter, Jenkins (explained vote), Kerr, Lloyd, Mantes, Memmott, Miller, Schmiett, Sowards, Stacey, Steen and Mr. President (explained vote).

Absent and not voting: Senator Grover.

SPECIAL ORDER

S. B. No. 180, being a Special Order of Business, was before the Senate.

On motion of Senator Cox, the enacting clause of *S. B. No. 180* was stricken.

S. B. No. 180 was ordered filed.

COMMUNICATIONS FROM THE HOUSE

February 7, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 99*, by Mrs. Vance, entitled, MASS MEETINGS FOR COUNTY CONVENTION DELEGATES, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 99 was read the first time and referred to the Committee on State, Federal, and Military Affairs and Civil Defense.

February 7, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 101*, by Mrs. Vance, entitled, CERTIFICATION OF DELEGATES BY VOTING DISTRICT OFFICERS, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 101 was read the first time and referred to the Committee on State, Federal, and Military Affairs and Civil Defense.

February 7, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 66*, by Mr. Jenkins, entitled,

UNEMPLOYMENT COMPENSATION BENEFITS, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 66 was read the first time and referred to the Committee on Labor.

February 7, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *S. B. No. 53*, UNIVERSITY GRADUATION REQUIREMENT, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 53 was transmitted to the Governor.

February 7, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *S. B. No. 27*, entitled, INLAND BILLS OF EXCHANGE, and the same is returned herewith for your further action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 27 was referred to the Committee on Rules to be enrolled and engrossed.

February 7, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the Senate and House, *S. B. No. 24*, CRIMINAL JUSTICE, and the same is returned herewith for your further action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

On motion of Senator Cox, the Senate concurred in the House amendments.

S. B. No. 24 then passed on the following roll call:

Yeas, 23; Nays, 0; Absent, 2.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter, Jenkins, Kerr, Lloyd, Mantes, Memmott, Schmiett, Sowards, Stacey, Steen and Mr. President.

Absent and not voting: Senators Grover and Miller.

S. B. No. 24 was refererrd to the Committee on Rules to be enrolled and engrossed.

February 7, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 10,* entitled, AN ACT PROVIDING FOR THE REGULATION OF COMMERCIAL FLIGHT OPERATORS IN CONJUNCTION WITH THE AERONAUTICAL REGULATORY ACT, and the same is transmitted herewith for the signature of the President.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 10 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

February 7, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 9,* entitled, AN ACT AMENDING SECTION 2-1-1, UTAH CODE ANNOTATED 1953, AS AMENDED BY CHAPTER 1, LAWS OF UTAH 1953, OF THE AERONAUTICAL REGULATORY ACT, RELATING TO DEFINITIONS, and the same is transmitted herewith for the signature of the President.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 9 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

February 7, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 7*, entitled, AN ACT AMENDING SECTION 53-7-4, UTAH CODE ANNOTATED 1953, RELATING TO AMOUNTS TO BE APPORTIONED TO THE JUNIOR COLLEGES, AREA VOCATIONAL SCHOOLS, WEBER COLLEGE, UNIVERSITY OF UTAH, AND UTAH STATE UNIVERSITY, and the same is transmitted herewith for the signature of the President.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 7 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

REPORTS OF STANDING COMMITTEES

February 7, 1961

Mr. President:

Your committee on rules begs leave to report the following expenditures incurred and paid by the Utah State Senate during the first thirty days:

Jan.	11/61	100 bks 4 cent stamps	$ 97.00
	11/61	Senators' Per Diem	7,200.00
	13/61	Senators' Salary	12,000.00
	16/61	Social Security	360.00
	17/61	Proportionate cost of Bid Advertising	1.12
	17/61	Mercury Publishing Co. Daily Senate Journal	416.56
	18/61	Senators' Mileage	466.60
	19/61	Postage (bulk mailing)	500.00
	23/61	Salt Lake Desk Exchange 14x12 table refinish & oak plastic top	141.00
	24/61	Cleaning rugs in Senate Lounge	100.00
	25/61	Mercury Publ. Co. Daily Senate Journal	413.52
	23/61	Pembroke Co. office supplies	27.75
	26/61	Gerald A. Janke – reproducing Senate Bills	67.53
	30/61	Paragon Press. Printing Senate Bills	798.19

19/61	Senate Employees' Salaries	5,383.50
	Social Security	161.51
Feb. 3/61	Senate Employees' salaries	7,137.50
	Social Security	214.13
	Total payments to 2/6/61	$35,485.91

Respectfully submitted,

HAVEN J. BARLOW,
Chairman

Report adopted and filed.

February 7, 1961

Mr. President:

Your Committee on Agriculture and Irrigation, to which was referred *S. B. No. 117*, by Messrs. Jenkins and Hafen, has carefully considered said bill and reports the same out favorably.

Respectfully,

LELAND SOWARDS,
Chairman

Report filed.

S. B. No. 117 was placed on the Second Reading Calendar.

February 7, 1961

Mr. President:

Your Committee on Agriculture and Irrigation, to which was referred *S. B. No. 129*, by Messrs. Browning, Lloyd, Memmott and Fowles, has carefully considered said bill and reports the same out favorably.

Respectfully,

LELAND SOWARDS,
Chairman

Report filed.

S. B. No. 129 was placed on the Second Reading Calendar.

February 6, 1961

Mr. President:

Your Committee on Highways and Aeronautics, to which was referred *S. B. No. 43*, by Messrs. Miller, Kerr and Stacey, has carefully considered said bill and reports the same out favorably.

Respectfully,

J. FRANCIS FOWLES,
Chairman

Report filed.

S. B. No. 43 was placed on the Second Reading Calendar.

February 6, 1961

Mr. President:

Your Committee on Highways and Aeronautics, to which was referred *S. B. No. 42*, by Messrs. Miller, Kerr and Stacey, has carefully considered said bill and reports the same out favorably.

Respectfully,

J. FRANCIS FOWLES,

Chairman

Report filed.

S. B. No. 42 was placed on the Second Reading Calendar.

February 6, 1961

Mr. President:

Your Committee on Highways and Aeronautics, to which was referred *S. B. No. 134*, by Messrs. Fowles, Stacey and Cox, has carefully considered said bill and reports the same out favorably.

Respectfully,

J. FRANCIS FOWLES,

Chairman

Report filed.

S. B. No. 134 was placed on the Second Reading Calendar.

February 6, 1961

Mr. President:

Your Committee on Highways and Aeronautics, to which was referred *S. B. No. 159*, by Mr Hunter, has carefully considered said bill and reports the same out favorably.

Respectfully,

J. FRANCIS FOWLES,

Chairman

Report filed.

S .B. No. 159 was placed on the Second Reading Calendar.

February 6, 1961

Mr. President:

Your Committee on Highways and Aeronautics, to which was referred *S. B. No. 153*, by Messrs. Memmott and Jenkins, has carefully considered said bill and reports the same out amended as follows: wherever prima facie has been taken out of the bill to leave it in, and to strike out the word maximum.

Respectfully,

J. FRANCIS FOWLES,

Chairman

Report filed.

S. B. No. 153 was placed on the Second Reading Calendar.

February 6, 1961

Mr. President:

Your Committee on Highways and Aeronautics, to which was referred *S. B. No. 154*, by Messrs. Memmott and Jenkins, has carefully considered said bill and reports the same out favorably.

Respectfully,
J. FRANCIS FOWLES,
Chairman

Report filed.

S. B. No. 154 was placed on the Second Reading Calendar.

February 6, 1961

Mr. President:

Your Committee on Highways and Aeronautics, to which was referred *S. B. No. 135*, by Messrs. Lloyd and Stacey, has carefully considered said bill and reports the same out favorably.

Respectfully,
J. FRANCIS FOWLES,
Chairman

Report filed.

S. B. No. 135 was placed on the Second Reading Calendar.

INTRODUCTION OF BILLS

S. B. No. 190 By Mr. Jenkins (By Request)

AN ACT AMENDING SECTIONS 61-1-1, 61-1-4, 61-1-5, 61-1-10, 61-1-11, 61-1-15, UTAH CODE ANNOTATED 1953, AS AMENDED BY CHAPTER 129, LAWS OF UTAH 1957, RELATING TO THE SECURITIES COMMISSION PROVIDING THAT THE COMMISSION MAY MAKE RULES AND REGULATIONS; THAT SECURITIES ISSUED TO ORIGINAL SUBSCRIBERS MAY BE EXEMPTED FROM THE PROVISIONS OF THE ACT; AND THAT $5 MAY BE CHARGED FOR AN EXAMINATION AND PROVIDING FOR CHANGES IN FEES, was read the first time and referred to the Committee on Rules.

S. B. No. 191 By Messrs. Jenkins and Ashton (By Request)

AN ACT RELATING TO LEWDNESS AND OBSCENITY; PROHIBITING LEWD CONDUCT OR PROCURING LEWD CONDUCT; PROHIBITING THE PUBLICATION AND DISTRIBUTION OF OBSCENE MATTER; PROVIDING FOR CERTAIN ENFORCEMENT AND

JUDICIAL PROCEDURES; PROVIDING PENALTIES FOR VIOLATION OF THE ACT; AND REPEALING SECTIONS 76-39-1, 76-39-2, 76-39-3 AND 76-39-4, UTAH CODE ANNOTATED 1953, was read the first time and referred to the Committee on Rules.

S. B. No. 192 By Messrs. Jenkins and Ashton (By Request)

AN ACT RELATING TO OBSCENITY; PROVIDING FOR JUDICIAL PROCEDURES TO ENJOIN THE SALE AND DISTRIBUTION OF OBSCENE ARTICLES, was read the first time and referred to the Committee on Rules.

S. B. No. 193 By Messrs. Barlow, Fowles and Jenkins

AN ACT RELATING TO RECORDING CONVEYANCES PROVIDING FOR INCLUSION OF THE DESCRIPTION OF THE REAL ESTATE CONTAINED IN THE ORIGINAL INSTRUMENT IN A RELEASE OR ASSIGNMENT OF THE INSTRUMENT AS A PREREQUISITE TO RECORDING, was read the first time and referred to the Committee on Rules.

S. B. No. 194 By Mr. Jenkins

AN ACT AMENDING SECTION 58-6-2, UTAH CODE ANNOTATED 1953, AS ENACTED BY CHAPTER 99, LAWS OF UTAH 1959, RELATING TO EDUCATION AND EXPERIENCE REQUIREMENTS UNDER THE PUBLIC ACCOUNTANCY ACT, was read the fisrt time and referred to the Committee on Rules.

S. B. No. 195 By Mr. Jenkins

AN ACT AMENDING SECTION 59-5-38, UTAH CODE ANNOTATED 1953, RELATING TO THE QUALIFICATIONS, APPOINTMENT, AND SALARY OF THE STATE TAX COMMISSIONERS, was read the first time and referred to the Committee on Rules.

S. B. No. 196 By Mr. Jenkins (By Request)

AN ACT AMENDING SECTION 2-2-7, UTAH CODE ANNOTATED 1953, RELATING TO THE POWERS OF THE STATE AERONAUTICS COMMISSION AND POLITICAL SUBDIVISIONS OF THE STATE WITH RESPECT TO AIRPORTS OR LANDING FIELDS, was read the first time and referred to the Committee on Rules.

S. B. No. 197 By Mr. Schmiett (By Request)

AN ACT AMENDING SECTION 63-13-8, UTAH CODE ANNOTATED 1953, AND PROVIDING FOR THE SELECTION AND DESIGNATION OF AN ADDITIONAL STATE SONG, was read the first time and referred to the Committee on Rules.

S. B. No. 198 By Messrs. Hinton and Steen

AN ACT AMENDING SECTIONS 55-13-1, 55-13-2, 55-13-4, UTAH CODE ANNOTATED 1953, AS ENACTED BY CHAPTER 112, LAWS OF UTAH 1957, RELATING TO THE UTAH STATE BOARD ON ALCOHOLISM; PROVIDING FOR THE APPOINTMENT OF BOARD MEMBERS; DEFINING DUTIES OF THE BOARD; AND RESTRICTING THE EXPENDITURE OF FUNDS, was read the first time and referred to the Committee on Rules.

S. B. No. 199 By Messrs. Cox and Waddingham

AN ACT APPROPRIATING $30,000 TO SNOW COLLEGE FOR EQUIPMENT FOR THE NEW MULTI-PURPOSE BUILDING, was read the first time and referred to the Committee on Rules.

S. B. No. 200 By Messrs. Waddingham, Hopkin and Ashton

AN ACT AMENDING SECTION 73-10-4, UTAH CODE ANNOTATED 1953, AS AMENDED BY CHAPTER 133, LAWS OF UTAH 1953, RELATING TO THE UTAH WATER AND POWER BOARD, AND PROVIDING FOR EXPENDITURE OF STATE FUNDS FOR CONSTRUCTION OF WATER CONSERVATION PROJECTS BEYOND THE BOUNDARIES OF THE STATE OF UTAH ON INTERSTATE WATERS WHEN THE BENEFIT DERIVED THEREFROM WILL ACCRUE TO THE CITIZENS OF THE STATE OF UTAH, was read the first time and referred to the Committee on Rules.

S. B. No. 201 By Messrs. Fowles and Browning

AN ACT AMENDING SECTION 17-16-13, UTAH CODE ANNOTATED 1953, AS AMENDED BY CHAPTER 28, LAWS OF UTAH 1953, RELATING TO CLASSIFICATION OF COUNTIES; CHANGING THE FORMULA FOR CLASSIFICATION OF FIRST CLASS COUNTIES BY INCLUDING A FACTOR OF POPULATION AND REDUCING THE ASSESSED VALUATION FACTOR, was read the first time and referred to the Committee on Rules.

S. B. No. 202 By Messrs. Hammond and Mantes

AN ACT AMENDING SECTION 27-2-12, UTAH CODE ANNOTATED 1953, RELATING TO THE STATE ROAD COMMISSION; AUTHORIZING THE STATE ROAD COMMISSION TO PREPARE, MAINTAIN AND REMOVE SNOW FROM PUBLICLY OWNED LANDS ADJACENT TO STATE HIGHWAYS, was read the first time and referred to the Committee on Rules.

S. B. No. 203 By Messrs. Hammond and Mantes

AN ACT RELATING TO THE SALT FLATS; AUTHORIZING THE STATE ROAD COMMISSION TO PREPARE AND MAINTAIN RACE COURSES ON THE SALT FLATS, was read the first time and referred to the Committee on Rules.

S. B. No. 204 By Messrs. Hinton, Memmott, Waddingham, Hunter, Clegg, Cox, Miller and Hafen

AN ACT AMENDING SECTION 20-7-5, UTAH CODE ANNOTATED 1953, AS AMENDED BY CHAPTER 34, LAWS OF UTAH 1953, RELATING TO BALLOTS AND VOTING; AND PROVIDING FOR ROTATING NAMES ON THE ELECTION BALLOT, was read the first time and referred to the Committee on Rules.

S. B. No. 205 By Mr. Steen

AN ACT AMENDING SECTIONS 55-13-1, 55-13-2, 55-13-4, AND 55-13-6, UTAH CODE ANNOTATED 1953, AS ENACTED BY CHAPTER 112, LAWS OF UTAH 1957, RELATING TO THE UTAH STATE BOARD ON ALCOHOLISM; PROVIDING FOR THE APPOINTMENT OF BOARD MEMBERS; DEFINING THE DUTIES OF THE BOARD; PROVIDING FOR THE APPOINTMENT OF AN EXECUTIVE DIRECTOR AND OTHER OFFICERS; AND PROVIDING FOR THE PAYMENT OF FEES FOR SERVICES, was read the first time and referred to the Committee on Rules.

S. B. No. 206 By Messrs. Barlow and Hopkin

AN ACT AMENDING SECTION 63-9-18, UTAH CODE ANNOTATED, 1953, AS AMENDED BY CHAPTER 125, LAWS OF UTAH 1959, RELATING TO CONSTRUCTION OF BUILDINGS AND IMPROVEMENTS ON THE CAPITOL GROUNDS, ELIMINATING SPECIFIC LIMITATIONS ON THE SUM TO DEFRAY ALTERATIONS, REPAIRS AND IMPROVEMENTS OF THE STATE CAPITOL, AND THE SUM TO DEFRAY THE COSTS OF ADDITIONS TO THE LABORATORY BUILDING, BUT STAYING WITHIN THE OVERALL AMOUNT ALLOCATED

FOR TOTAL CONSTRUCTION AND REPAIR, was read the first time and referred to the Committee on Rules.

S. B. No. 207 By Messrs. Clegg and Hinton

AN ACT AMENDING SECTION 53-5-7, UTAH CODE ANNOTATED 1953, AS AMENDED BY CHAPTER 16, LAWS OF UTAH 1953; RELATING TO THE TIME OF ELECTION AND THE TERMS OF MEMBERS OF THE LOCAL BOARDS OF EDUCATION AND PROVIDING FOR REARRANGING THE TIME AND TERMS THEREOF SO AS TO INITIATE AND CONTINUE SIX-YEAR TERMS OF OFFICE, was read the first time and referred to the Committee on Rules.

S. B. No. 208 By Messrs. Kerr, Fowles and Memmott

AN ACT ENACTING A NEW SECTION TO BE KNOWN AS SECTION 31-7-18, UTAH CODE ANNOTATED 1953, PROVIDING FOR THE ISSUANCE BY LIFE INSURERS OF CONTRACTS ON A VARIABLE BASIS AND THE REGULATION THEREOF, was read the first time and referred to the Committee on Rules.

S. B. No. 209 By Messrs. Mantes, Steen and Miller

AN ACT AMENDING SECTIONS 35-3-7 AND 35-3-10, UTAH CODE ANNOTATED, 1953 RELATING TO THE STATE INSURANCE FUND, PROVIDING FOR CERTAIN PROCEDURES IN THE ADMINISTRATION THEREOF, was read the first time and referred to the Committee on Rules.

On the motion of Senator Hammond, the Rules Committee was discharged of further responsibility of *S. B. No. 174.*

On motion of Senator Hammond, the enacting clause of *S. B. No. 174* was struck.

On motion of Senator Hafen, the Senate re-considered the vote whereby *S. B. No. 15* failed of passage.

S. B. No. 15 then passed on the following roll call:

Yeas, 18; Nays, 7; Absent, 0.

Those voting in the affirmative were: Senators Browning, Clegg, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter, Jenkins, Lloyd, Memmott, Schmiett, Sowards, Stacey, Steen and Mr. President.

Those voting in the negative were: Senators Ashton, Barlow, Bullen, Cox, Kerr, Mantes and Miller.

S. B. No. 15 was transmitted to the House.

On motion of President Waddingham, the Senate adjourned until 10:00 A.M., Wednesday, February 8, 1961.

THIRTY-FIRST DAY

MORNING SESSION

February 8, 1961

The Senate was called to order at 10:00 A.M. President Waddingham in the chair.

Roll Call – All Senators present.

The Prayer was offered by the Chaplain.

February 8, 1961

Mr. President:

Your Committee on Revision of the Journal respectfully reports that we have read the Journal for the thirtieth day and find it correct with minor amendments noted on the final copy.

Respectfully,
BENNIE SCHMIETT,
Chairman

Report adopted and filed.

REPORTS OF STANDING COMMITTEES

February 7, 1961

Mr. President:

Your Committee on Appropriations, to which was referred *H. B. No. 22*, by Messrs. Harward, Ballif, Burningham, Madsen and Fanning, has carefully considered said bill and reports the same out favorably.

Respectfully,
ALONZO F. HOPKIN,
Chairman

Report filed.

H. B. No. 22 was placed on the Second Reading Calendar.

February 7, 1961

Mr. President:

Your Rules Committee, to which were referred

S. B. No. 172	Public Health, Welfare and Institutions
S. B. No. 173	Public Health, Welfare and Institutions
S. B. No. 175	Business and Commerce
S. B. No. 176	Appropriations
S. B. No. 177	Appropriations
S. B. No. 178	State, Federal, & Military Affairs & Civil Defense
S. B. No. 179	Fish and Game

reports the same back with a few minor changes assented to by the authors and recommends the same be printed.

Respectfully,

HAVEN J. BARLOW,
Chairman

Report adopted and filed.

The above bills were ordered printed and referred to the committees indicated.

INTRODUCTION OF BILLS

S. B. No. 210 — By Messrs. Memmott, Waddingham, Steen, Holman and Kerr

AN ACT RELATING TO RATES OF TELEPHONE COMPANIES; PROVIDING THAT THERE SHALL BE CERTAIN PRESUMPTIONS OF REASONABLENESS THAT SHALL EXIST WITH RESPECT TO RATES OR CHARGES ON LONG DISTANCE CALLS MADE ENTIRELY WITHIN A SINGLE COUNTY AND ON RATES OR CHARGES FOR LONG DISTANCE CALLS BETWEEN POINTS IN THIS STATE WHERE NO ACTUAL CONNECTION IS MADE BY TELEPHONE COMPANIES, was read the first time and referred to the Committee on Rules.

S. B. No. 211 — By Mr. Lloyd

AN ACT DEFINING HYPNOTISM AND PROHIBITING THE PRACTICE THEREOF, EXCEPT BY, OR UNDER THE SUPERVISION OF, A PERSON LICENSED TO PRACTICE DENTISTRY OR BY A PERSON LICENSED TO PRACTICE MEDICINE AND SURGERY IN ALL BRANCHES THEREOF, was read the first time and referred to the Committee on Rules.

CONSIDERATION OF BILLS ON SECOND READING

On motion of Senator Fowles, the rules were suspended and *S. J. R. No. 1* was placed at the head of the Second Reading Calendar.

S. J. R. No. 1 was read the second time.

Committee report read and adoped.

On motion of Senator Fowles, the rules were suspended and *S. J. R. No. 1* was read the third time and placed on its final passage.

S. J. R. No. 1 then passed on the following roll call:

Yeas, 24, Nays, 0; Absent, 1.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hopkin (explained vote), Hunter, Jenkins, Kerr, Lloyd, Mantes, Memmott, Miller, Schmiett, Sowards, Stacey and Mr. President.

Absent and not voting was Senator Steen.

S. J. R. No. 1 was transmitted to the House.

On motion of Senator Hunter, the rules were suspended and the enacting clause of *S. B. No. 47* was struck.

S. B. No. 47 was ordered filed.

H. B. No. 16, having been read previously the second time, was before the Senate.

On motion of Senator Lloyd, *H. B. No. 16* was amended as follows:

At end of bill a new section 3 was inserted, reading:

> Section 3. "Nothing in this act shall apply if it would jeopardize the obtaining or the use of federal funds in public contracts."

On motion of Senator Lloyd, *H. B. No. 16* was amended as follows:

On line 16, beginning with the figure "(2)" strike the balance of the line, strike all of line 17, and in line 18, strike the words "under this section", and in line 18, delete the figure "(3)" and insert in lieu thereof the figure "(2)".

H. B. No. 16 then failed to place on the Third Reading Calendar on the following roll call:

Yeas, 9; Nays, 14; Absent, 2.

Those voting in the affirmative were: Senators Ashton, Barlow, Clegg, Fowles, Hammond, Hunter, Lloyd (explained vote), Memmott and Miller.

Those voting in the negative were: Senators Browning, Bullen, Cox, Grover, Hafen, Hinton, Holman, Hopkin, Jenkins, Mantes, Schmiett, Sowards, Steen and Mr. President.

Absent and not voting: Senators Kerr and Stacey.

H. B. No. 16 was returned to the House.

H. B. No. 47 was read the second time.

Committee report read and adoped.

H. B. No. 47 was placed on the Third Reading Calendar on the following roll call:

Yeas, 18; Nays, 0; Absent, 7.

Those voting in the affirmative were: Senators Ashton, Barlow, Bullen, Clegg, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hunter, Jenkins, Kerr, Lloyd, Memmott, Schmiett, Sowards and Stacey.

Absent and not voting: Senators Browning, Cox, Hopkin, Mantes, Miller, Steen and Mr. President.

H. B. No. 48 was read the second time.

Committee report read and adopted.

On motion of Senator Sowards, *H. B. No. 48* was amended as follows:

On page 5, line 1, following the word "Association." insert the words "of Utah."

On page 4, line 16, following the word "Association." insert the words "of Utah."

H. B. No. 48 was placed on the Third Reading Calendar on the following roll call:

Yeas, 20; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hinton, Holman, Hopkin, Hunter, Jenkins, Kerr, Lloyd, Miller, Schmiett, Sowards and Mr. President.

Absent and not voting: Senators Hammond, Mantes, Memmott, Stacey and Steen.

On the motion of Senator Grover, the Senate voted to be in session on both Lincoln's Birthday and Washington's Birthday.

H. B. No. 51 was read the second time.

Committee report read and adopted.

H. B. No. 51 was placed on the Third Reading Calendar on the following roll call:

Yeas, 23; Nays, 0; Absent, 2.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter, Jenkins, Kerr, Mantes, Memmott, Schmiett, Sowards, Stacey Steen and Mr. President.

Absent and not voting: Senators Lloyd and Miller.

H. B. No. 53 was read the second time.

Committee report read and adopted.

H. B. No. 53 was placed on the Third Reading Calendar on the following roll call:

Yeas, 20; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter, Jenkins, Kerr, Mantes, Memmott, Miller, Sowards, Stacey and Mr. President.

Absent and not voting: Senators Fowles, Grover, Lloyd, Schmiett and Steen.

H. B. No. 13 was read the second time.

Committee report read and adopted.

H. B. No. 13 was placed on the Third Reading Calendar on the following roll call:

Yeas, 20; Nays, 1; Absent, 4.

Those voting in the affirmative were: Senators Ashton, Barlow, Bullen, Clegg, Cox, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter, Jenkins, Kerr, Mantes, Memmott, Miller, Schmiett, Sowards, Stacey and Mr. President.

Those voting in the negative was: Senator Browning.

Absent and not voting: Senators Fowles, Grover, Lloyd and Steen.

On motion of Senator Cox, the Senate recessed until 2:00 P.M.

AFTERNOON SESSION

The Senate re-assembled at 2:00 P.M.

President Waddingham in the chair.

COMMUNICATIONS FROM THE HOUSE

February 8, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 113*, entitled, ELIMINATING JOINT COUNT BY ELECTION JUDGES, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 113 was read the first time and referred to the Committee on State, Federal, and Military Affairs and Civil Defense.

February 8, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 92*, entitled, EXECUTION OF DEATH PENALTY, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 92 was read the first time and referred to the Committee on Judiciary.

February 8, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day rejected, as amended by the Senate and House, *S. B. No. 3*, FORESTRY

AND WILDLAND FIRE PROTECTION, and the same is returned herewith for your further action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 3 was ordered filed.

COMMUNICATION

The Senate is in receipt of an invitation from Mr. J. A. Nelson, Chairman of the Board, Metropolitan Water District of Salt Lake City, requesting that the members of the Senate make a tour of inspection of the District's newly completed water treatment plant located near the mouth of Little Cottonwood Canyon.

REPORTS OF STANDING COMMITTEES

February 8, 1961

Mr. President:

Your Committee on State, Federal Affairs and Civil Defense, to which was referred *S. B. No. 140*, by Messrs. Fowles, Jenkins and Ashton, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

BRUCE S. JENKINS,
Chairman

Report filed.

S. B. No. 140 was referred to the Committee on Salaries.

February 8, 1961

Mr. President:

Your Committee on State, Federal, Military Affairs & Civil Defense, to which was referred *S. B. No. 149*, by Messrs. Kerr, Fowles and Hafen, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

BRUCE S. JENKINS,
Chairman

Report filed.

S. B. No. 149 was referred to the Committee on Salaries.

February 8, 1961

Mr. President:

Your Committee on Revenue and Taxation, to which was referred *S. B. No. 169*, by Messrs. Bullen, Waddingham and Hinton, has carefully considered said bill and reports the same out favorably.

Respectfully,
FRANK M. BROWNING,
Chairman

Report filed.

S. B. No. 169 was placed on the Second Reading Calendar.

February 8, 1961

Mr. President:

Your Committee on Revenue and Taxation, to which was referred *S. B. No. 167*, by Messrs. Bullen and Waddingham, has carefully considered said bill and reports the same out favorably.

Respectfully,
FRANK M. BROWNING,
Chairman

Report filed.

S. B. No. 167 was placed on the Second Reading Calendar.

February 8, 1961

Mr. President:

Your Committee on State, Federal, Military Affairs & Civil Defense, to which was referred *H. B. No. 102*, by Messrs. Halladay, Newell, Mrs. Vance and Mrs. Woolsey, has carefully considered said bill and reports the same out favorably.

Respectfully,
BRUCE S. JENKINS,
Chairman

Report filed.

H. B. No. 102 was placed on the Second Reading Calendar.

February 8, 1961

Mr. President:

Your Committee on State, Federal, Military Affairs & Civil Defense, to which was referred *H. B. No. 112*, by Messrs. Vance, Jenkins, Halladay, Newell and Woolsey, has carefully considered said bill and reports the same out favorably.

Respectfully,
BRUCE S. JENKINS,
Chairman

Report filed.

H. B. No. 112 was placed on the Second Reading Calendar.

February 8, 1961

Mr. President:

Your Committee on State, Federal, Military Affairs & Civil Defense, to which was referred *H. B. No. 59*, by Messrs. Brusatto, Dalton, Aiken, Manwaring and Mrs. Ballif, has carefully considered said bill and reports the same out favorably.

Respectfully,

BRUCE S. JENKINS,
Chairman

Report filed.

H. B. No. 59 was placed on the Second Reading Calendar.

February 8, 1961

Mr. President:

Your Committee on State, Federal, Military Affairs & Civil Defense, to which was referred *H. B. No. 54*, by Messrs. T. D. A. Smith, Dickson, Burningham, Mrs. Vance and Mrs. Ballif, has carefully considered said bill and reports the same out favorably.

Respectfully,

BRUCE S. JENKINS,
Chairman

Report filed.

H. B. No. 54 was placed on the Second Reading Calendar.

February 8, 1961

Mr. President:

Your Committee on State, Federal, Military Affairs & Civil Defense, to which was referred *H. B. No. 93*, by Messrs. Burningham, Madsen, Collard, Bott and Mrs. Vance, has carefully considered said bill and reports the same out favorably.

Respectfully,

BRUCE S. JENKINS,
Chairman

Report filed.

H. B. No. 93 was placed on the Second Reading Calendar.

February 8, 1961

Mr. President:

Your Committee on State, Federal, Military Affairs & Civil Defense, to which was referred *S. B. No. 143*, by Messrs. Jenkins and Lloyd, has carefully considered said bill and reports the same out favorably.

Respectfully,

BRUCE S. JENKINS,
Chairman

Report filed.

S. B. No. 143 was placed on the Second Reading Calendar.

February 8, 1961

Mr. President:

Your Committee on State, Federal, Military Affairs & Civil Defense, to which was referred *S. B. No. 142*, by Messrs. Lloyd and Clegg, has carefully considered said bill and reports the same out favorably.

Respectfully,

BRUCE S. JENKINS,
Chairman

Report filed.

S. B. No. 142 was placed on the Second Reading Calendar.

February 8, 1961

Mr. President:

Your Committee on State, Federal, Military Affairs & Civil Defense, to which was referred *S. B. No. 121*, by Messrs. Jenkins and Hafen, has carefully considered said bill and reports the same out favorably.

Respectfully,

BRUCE S. JENKINS,
Chairman

Report filed.

S. B. No. 121 was placed on the Second Reading Calendar.

February 8, 1961

Mr. President:

Your Committee on Business and Commerce, to which was referred *S. B. No. 138*, by Messrs. Grover and Bullen, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

E. G. MANTES,
Chairman

Report filed.

S. B. No. 138 was placed on the Second Reading Calendar.

February 8, 1961

Mr. President:

Your Committee on Business and Commerce, to which was referred *H. B. No. 12*, by Messrs. Bowen, F. W. Gunnell, Sheffield, Aiken and C. H. Taylor, has carefully considered said bill and reports the same out favorably.

Respectfully,

E. G. MANTES,
Chairman

Report filed.

H. B. No. 12 was placed on the Second Reading Calendar.

February 8, 1961

Mr. President:

Your Committee on Business and Commerce, to which was referred *S. B. No. 127*, by Messrs. Fowles and Barlow, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

E. G. MANTES,
Chairman

Report filed.

S. B. No. 127 was placed on the Second Reading Calendar.

February 8, 1961

Mr. President:

Your Committee on Business and Commerce, to which was referred *S. B. No. 118*, by Messrs. Jenkins, Clegg and Ashton, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

E. G. MANTES,
Chairman

Report filed.

S. B. No. 118 was placed on the Second Reading Calendar.

February 8, 1961

Mr. President:

Your Committee on Business and Commerce, to which was referred *S. B. No. 48*, by Messrs. Jenkins, Steen and Waddingham, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

E. G. MANTES,
Chairman

Report filed.

S. B. No. 48 was placed on the Second Reading Calendar.

February 8, 1961

Mr. President:

Your Committee on Business and Commerce, to which was referred *S. B. No. 151*, by Messrs. Hammond and Hafen, has carefully considered said bill and reports the same out favorably.

Respectfully,

E. G. MANTES,
Chairman

Report filed.

S. B. No. 151 was placed on the Second Reading Calendar.

February 8, 1961

Mr. President:

Your Committee on Business and Commerce, to which was referred *S. B. No. 152*, by Messrs. Hammond and Hafen, has carefully considered said bill and reports the same out favorably.

Respectfully,

E. G. MANTES,
Chairman

Report filed.

S. B. No. 152 was placed on the Second Reading Calendar.

February 8, 1961

Mr. President:

Your Committee on Industry, to which was referred *S. B. No. 147*, by Messrs. Sowards and Holman, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

CLYDE L. MILLER,
Chairman

Report filed.

S. B. No. 147 was placed on the Second Reading Calendar.

February 8, 1961

Mr. President:

Your Committee on Labor, to which was referred *S. B. No. 132*, by Messrs. Jenkins, Kerr and Hammond, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

WENDELL GROVER,
Chairman

Report filed.

S. B. No. 132 was placed on the Second Reading Calendar.

INTRODUCTION OF BILLS

S. B. No. 212 By Mr. Browning

AN ACT AUTHORIZING A PROGRAM FOR THE ACQUISITION OF STATE PARK SITES AND FOR THE ERECTION OF CAPITAL IMPROVEMENTS THEREON; PROVIDING FOR THE FINANCING THEREOF THROUGH THE ISSUANCE OF BONDS; PROVIDING FOR

THE PAYMENT OF SUCH BONDS AND FOR THE IMPOSITION OF TAXES THEREFOR, INCLUDING THE ALLOCATION OF SALES TAX REVENUES TO SUCH PURPOSE; APPROPRIATING THE PROCEEDS OF SUCH BONDS, AND APPROPRIATING MONEY FOR THE PAYMENT OF SUCH BONDS, EXEMPT SUCH BONDS FROM TAXATION, was read the first time and referred to the Committee on Rules.

S. B. No. 213 By Mr. Steen

AN ACT AMENDING SECTION 76-42-4 AND 76-42-5, UTAH CODE ANNOTATED 1953, AS AMENDED BY CHAPTER 167, LAWS OF UTAH 1957, RELATING TO SALES OF TOBACCO TO MINORS AND PURCHASES OF TOBACCO BY MINORS, was read the first time and referred to the Committee on Rules.

CONSIDERATION OF BILLS ON SECOND READING

H. B. No. 68 was read the second time.

Committee report read and adopted.

H. B. No. 68 was placed on the Third Reading Calendar on the following roll call:

Yeas, 17; Nays, 0; Absent, 8.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Clegg, Cox, Grover, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter, Kerr, Memmott, Schmiett, Stacey and Mr. President.

Absent and not voting: Senators Bullen, Fowles, Jenkins, Lloyd, Mantes, Miller, Sowards and Steen.

H. B. No. 55 was read the second time.

Committee report read and adopted.

H. B. No. 55 was placed on the Third Reading Calendar on the following roll call:

Yeas, 15; Nays, 0; Absent, 10.

Those voting in the affirmative were: Senators Ashton, Browning, Clegg, Cox, Fowles, Hafen, Hinton, Holman, Hopkin, Kerr, Memmott, Schmiett, Sowards, Stacey and Mr. President.

Absent and not voting: Senators Barlow, Bullen, Grover, Hammond, Hunter, Jenkins, Lloyd, Mantes, Miller and Steen.

H. B. No. 41 was read the second time.

Committee report read and adopted.

H. B. No. 41 was placed on the Third Reading Calendar on the following roll call:

Yeas, 20; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning (explained vote), Clegg, Cox, Fowles, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter, Kerr, Mantes, Memmott, Schmiett, Sowards, Stacey, Steen and Mr. President (explained vote).

Absent and not voting: Senators Bullen, Grover, Jenkins, Lloyd and Miller.

H. B. No. 42 was read the second time.

Committee report read and adopted.

H. B. No. 42 was placed on the Third Reading Calendar on the following roll call:

Yeas, 19; Nays, 0; Absent, 6.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Clegg, Cox, Fowles, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter, Kerr, Memmott, Schmiett, Sowards, Stacey, Steen and Mr. President.

Absent and not voting: Senators Bullen, Grover, Jenkins, Lloyd, Mantes, and Miller.

H. B. No. 45 was read the second time.

Committee report read and adopted.

H. B. No. 45 was placed on the Third Reading Calendar on the following roll call:

Yeas, 18; Nays, 0; Absent, 7.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Clegg, Cox, Fowles, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter, Memmott, Schmiett, Sowards, Stacey, Steen and Mr. President.

Absent and not voting: Senators Bullen, Grover, Jenkins, Kerr, Lloyd, Mantes and Miller.

H. B. No. 26 was read the second time.

Committee report read and adopted.

H. B. No. 26 was placed on the Third Reading Calendar on the following roll call:

Yeas, 20; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Clegg, Cox, Fowles, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter, Kerr, Memmott, Miller, Schmiett, Sowards, Stacey, Steen and Mr. President.

Absent and not voting: Senators Bullen, Grover, Jenkins, Lloyd and Mantes.

H. B. No. 32 was read the second time.

Committee report read and adopted.

H. B. No. 32 was placed on the Third Reading Calendar on the following roll call:

Yeas, 18; Nays, 0; Absent, 7.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Clegg, Fowles, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter, Kerr, Memmott, Miller, Schmiett, Sowards, Steen and Mr. President.

Absent and not voting: Senators Bullen, Cox, Grover, Jenkins, Lloyd, Mantes and Stacey.

H. B. No. 18 was read the second time.

Committee report read and adopted.

H. B. No. 18 was placed on the Third Reading Calendar on the following roll call:

Yeas, 19; Nays, 0; Absent, 6.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning (explained vote), Clegg, Cox, Fowles, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter, Kerr, Memmott, Miller, Schmiett, Sowards, Steen and Mr. President.

Absent and not voting: Senators Bullen, Grover, Jenkins, Lloyd, Mantes and Stacey.

H. J. R. No. 7 was read the second time.

Committee report read and adopted.

On motion of Senator Kerr, the rules were suspended and *H. J. R. No. 7* was read the third time and placed on its final passage.

H. J. R. No. 7 then passed on the following roll call:

Yeas, 18; Nays, 0; Absent, 7.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Clegg, Cox, Fowles, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter, Kerr, Memmott, Schmiett, Sowards, Stacey and Mr. President.

Absent and not voting: Senators Bullen, Grover, Jenkins, Lloyd, Mantes, Miller and Steen.

H. J. R. No. 7 was returned to the House.

H. J. R. No. 6 was read the second time.

Committee report read and adopted.

On motion of Senator Clegg, the rules were suspended and *H. J. R. No. 6* was read the third time and placed on its final passage.

On motion of Senator Hafen, *H. J. R. No. 6* was tabled.

On motion of Senator Memmott, the Senate recessed for 10 minutes.

The Senate re-assembled.

CONSIDERATION OF BILLS ON SECOND READING

H. B. No. 58 was read the second time.

Committee report read and adopted.

On motion of Senator Hunter, *H. B. No. 58* was amended as follows:

On line 2, following the word "shrubbery',, insert the words "and birds and bees".

On motion of Senator Browning, *H. B. No. 58* was tabled.

H. B. No. 2 was read the second time.

Committee report read and adopted.

H. B. No. 2 was placed on the Third Reading Calendar on the following roll call:

Yeas, 15; Nays, 7; Absent, 3.

Those voting in the affirmative were: Senators Ashton, Bullen, Clegg, Cox, Grover, Hafen, Hammond, Hinton, Hopkin, Jenkins, Kerr, Miller, Sowards, Steen and Mr. President.

Those voting in the negative were: Senators Barlow, Browning, Fowles, Holman, Hunter, Schmiett and Stacey.

Absent and not voting: Senators Lloyd, Mantes and Memmott.

On motion of Senator Grover, the Senate recessed for five minutes.

The Senate re-assembled.

H. B. No. 19 was read the second time.

Committee report read and adopted.

H. B. No. 19 then failed to place on the Third Reading Calendar on the following roll call:

Yeas, 1; Nays, 16, Absent, 8.

Voting in the affirmative was Senator Hammond.

Those voting in the negative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Grover, Hafen, Hinton, Holman, Hunter, Schmiett, Sowards, Stacey, Steen and Mr. President.

Absent and not voting: Senators Fowles, Hopkin, Jenkins, Kerr, Lloyd, Mantes, Memmott and Miller.

H. B. No. 19 was ordered returned to the House.

On motion of Senator Cox, the Senate adjourned until 10:00 A.M., Thursday, February 9, 1961.

THIRTY-SECOND DAY

MORNING SESSION

February 9, 1961

The Senate was called to order at 10:00 A.M. President Waddingham in the chair.

Roll Call – All Senators present.

The Prayer was offered by the Chaplain.

Mr. President: February 9, 1961

Your Committee on Revision of the Journal respectfully reports that we have read the Journal for the thirty-first day and find it correct with minor amendments noted on the final copy.

Respectfully,

BENNIE SCHMIETT,
Chairman

Report adopted and filed.

COMMUNICATIONS FROM THE GOVERNOR

Honorable Thorpe Waddingham
President of the Senate
Utah State Legislature
Building

February 8, 1961

Dear President Waddingham:

It gives me great pleasure to submit to you the final report of the Utah Pony Express Centennial Commission. This commission was created by the 33rd Utah Legislature for the purpose of recognizing the 100th Anniversary of the Pony Express and the impact it had on Utah's history.

The Commission, under the leadership of D. R. Trevithick and the Utah representatives on the National Committee, the late Ernest R. McKay and Utah Director Horace A. Sorenson, have done a remarkable job in representing Utah in this affair. I commend them and their report to you.

To finance this undertaking, the 33rd Utah Legislature appropriated $30,000 to the commission. By judicious and careful planning the work of the commission has been accomplished and it is now returning to the General Fund nearly one-half of its appropriation, a little less than $15,000. This is commendable.

Yours sincerly,

GEORGE D. CLYDE,
Governor

Communication filed.

COMMUNICATIONS FROM THE HOUSE

February 8, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 78*, entitled, OPTIONS TO INSURED TO RECEIVE

DIVIDENDS FROM PARTICIPATING POLICY, and the same is transmmitted herewith for your action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 78 was read the first time and referred to the Committee on Business and Commerce.

February 8, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 79*, by Mr. Sonntag, entitled, NON FORFEITURE IN LIFE INSURANCE POLICIES IN UTAH, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 79 was read the first time and referred to the Committee on Business and Commerce.

February 8, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 80*, by Mr. Sonntag, entitled, VALUATION OF LIFE INSURANCE POLICIES AND RESERVES, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 80 was read the first time and referred to the Committee on Business and Commerce.

On motion of Senator Lloyd, *S. B. No. 21* was made a Special Order of Business for 11:00 A.M., Monday, February 13, 1961.

REPORTS OF STANDING COMMITTEES

February 8, 1961

Mr. President:

Your Rules Committee, to which were referred

S. B. No. 181	Public Health, Welfare and Institutions
S. B. No. 182	Revenue and Taxation
S. B. No. 183	Revenue and Taxation
S. B. No. 184	Judiciary
S. B. No. 185	State, Federal, & Military Affairs & Civil Defense
S. B. No. 186	Salaries
S. B. No. 187	State, Federal, & Military Affairs & Civil Defense
S. B. No. 188	Political Subdivisions
S. B. No. 189	Agriculture and Irrigation
S. B. No. 190	State, Federal, & Military Affairs & Civil Defense
S. B. No. 191	Judiciary
S. B. No. 192	Judiciary
S. B. No. 193	Judiciary
S. B. No. 194	State, Federal, & Military Affairs & Civil Defense
S. B. No. 195	Salaries
S. B. No. 196	Highways and Aeronautics
S. B. No. 197	State, Federal, & Military Affairs & Civil Defense
S. B. No. 198	State, Federal, & Military Affairs & Civil Defense
S. B. No. 199	Appropriations
S. B. No. 200	State, Federal, & Military Affairs & Civil Defense
S. B. No. 201	Political Subdivisions
S. B. No. 202	Highways and Aeronautics
S. B. No. 203	Highways and Aeronautics
S. B. No. 204	Political Subdivisions
S. B. No. 205	State, Federal, & Military Affairs & Civil Defense
S. B. No. 206	State, Federal, & Military Affairs & Civil Defense
S. B. No. 207	Education
S. B. No. 208	Business and Commerce
S. B. No. 209	State, Federal, & Military Affairs & Civil Defense
S. C. R. No. 4	Agriculture and Irrigation

reports the same back with a few minor changes assented to by the authors

and recommends the same be printed.

Respectfully,
HAVEN J. BARLOW,
Chairman

Report adopted and filed.

The above bills were ordered printed and referred to the committees indicated.

On motion of Senator Hunter, the rules were suspended and the enacting clause of *S. B. No. 179* was struck.

INTRODUCTION OF BILLS

S. B. No. 214 By Messrs. Jenkins and Ashton

AN ACT AMENDING SECTIONS 10-8-41, UTAH CODE ANNOTATED, 1953, RELATING TO THE POWERS OF CITIES TO PROHIBIT OR SUPPRESS PROSTITUTION, GAMBLING AND OBSCENITY, was read the first time and referred to the Committee on Rules.

S. B. No. 215 By Mr. Hafen

AN ACT REPEALING SECTIONS 59-20-1, 59-20-2, AND 59-20-3, UTAH CODE ANNOTATED 1953, AS AMENDED BY CHAPTER 120, LAWS OF UTAH 1957, RELATING TO A UNIFORM SYSTEM OF ACCOUNTS, was read the first time and referred to the Committee on Rules.

S. B. No. 216 By Mr. Hafen

AN ACT AMENDING SECTION 67-3-1, UTAH CODE ANNOTATED 1953, AS AMENDED BY CHAPTER 105, LAWS OF UTAH 1959, RELATING TO FUNCTIONS OF THE STATE AUDITOR; PROVIDING THAT COUNTY ATTORNEYS SHALL ENFORCE RULES AND REGULATIONS PERTAINING TO SYSTEMS OF PUBLIC ACCOUNTING, was read the first time and referred to the Committee on Rules.

S. B. No. 217 By Mr. Grover

AN ACT RELATING TO THE UTAH DIRECT PRIMARY ELECTION LAW, REPEALING SECTIONS 20-3-1, 20-3-2, 20-3-4, 20-3-8, 20-3-9, 20-3-11, 20-3-12, 20-3-13, 20-3-14, 20-3-15, 20-3-16, 20-3-18, 20-3-19, 20-3-20, 20-3-21, 20-3-23, 20-3-24, 20-3-25, 20-3-27, 20-3-28, 20-3-30, 20-3-31, 20-3-32, 20-3-33, 20-3-34, 20-3-35, 20-3-36, 20-3-37, 20-3-39, 20-3-40, 20-3-41, AND 20-3-42, UTAH CODE ANNOTATED 1953, AND SECTION 20-3-10, UTAH CODE ANNOTATED 1953, AS AMENDED BY

CHAPTER 40, LAWS OF UTAH 1957, AND SECTION 20-3-29, UTAH CODE ANNOTATED 1953, AS AMENDED BY CHAPTER 31, LAWS OF UTAH 1953, AND SECTION 20-3-38, UTAH CODE ANNOTATED 1953, AS AMENDED BY CHAPTER 41, LAWS OF UTAH 1957, was read the first time and referred to the Committee on Rules.

PRESENTATION OF RESOLUTION

S. J. R. No. 17 By Mr. Grover

A JOINT RESOLUTION PROPOSING TO AMEND ARTICLE XIII, SECTION 7, OF THE CONSTITUTION OF THE STATE OF UTAH, RELATING TO RESTRICTIONS ON STATE PARTICIPATION IN MINIMUM SCHOOL PROGRAMS, was read the first time and referred to the Committee on Rules.

CONSIDERATION OF BILLS ON THIRD READING

H. B. No. 47 was read the third time and placed on its final passage.

H. B. No. 47 then passed on the following roll call:

Yeas, 19; Nays, 0; Absent, 6.

Those voting in the affirmative were: Senators Ashton, Browning, Bullen, Clegg, Fowles, Grover, Hafen, Hammond, Holman, Hopkin, Hunter, Jenkins, Kerr, Lloyd, Miller, Schmiett, Sowards, Stacey and Mr. President.

Absent and not voting: Senators Barlow, Cox, Hinton, Mantes, Memmott and Steen.

H. B. No. 47 was returned to the House.

H. B. No. 48 was read the third time and placed on its final passage.

H. B. No. 48 then passed on the following roll call:

Yeas, 18; Nays, 0; Absent, 7.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Fowles, Grover, Hafen, Hammond, Holman, Hopkin, Hunter, Jenkins, Kerr, Schmiett, Sowards, Stacey and Mr. President.

Absent and not voting: Senators Cox, Hinton, Lloyd, Mantes, Memmott, Miller and Steen.

H. B. No. 48 was returned to the House.

H. B. No. 51 was read the third time and placed on its final passage.

On motion of Senator Jenkins, *H. B. No. 51* retained its position on the Third Reading Calendar.

H. B. No. 53 was read the third time and placed on its final passage.

H. B. No. 53 then passed on the following roll call:

Yeas, 20; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter, Jenkins, Kerr, Miller, Schmiett, Sowards, Stacey and Mr. President.

Absent and not voting: Senators Cox, Lloyd, Mantes, Memmott and Steen.

H. B. No. 53 was returned to the House.

H. B. No. 13 was read the third time and placed on its final passage.

H. B. No. 13 then passed on the following roll call:

Yeas, 20; Nays, 1; Absent. 4.

Those voting in the affirmative were: Senators Ashton, Barlow, Bullen, Clegg, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter, Jenkins, Kerr, Memmott, Miller, Schmiett, Sowards, Stacey and Mr. President.

Voting in the negative was Senator Browning.

Absent and not voting: Senators Cox, Lloyd, Mantes and Steen.

H. B. No. 13 was returned to the House.

H. B. No. 68 was read the third time and placed on its final passage.

H. B. No. 68 then passed on the following roll call:

Yeas, 23; Nays, 0; Absent, 2.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter, Jenkins, Kerr, Lloyd, Memmott, Miller, Schmiett, Sowards, Stacey, Steen and Mr. President.

Absent and not voting: Senators Cox and Mantes.

H. B. No. 68 was returned to the House.

H. B. No. 55 was read the third time and placed on its final passage.

H. B. No. 55 then passed on the following roll call:

Yeas, 23; Nays, 0; Absent, 2.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg (explained vote), Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter, Jenkins, Kerr, Lloyd, Memmott, Miller, Schmiett, Sowards, Stacey, Steen and Mr. President.

Absent and not voting: Senators Cox and Mantes.

H. B. No. 55 was returned to the House.

H. B. No. 41 was read the third time and placed on its final passage.

H. B. No. 41 then passed on the following roll call:

Yeas, 22; Nays, 1; Absent, 2.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hopkin,, Jenkins (explained vote), Kerr, Lloyd, Memmott, Miller, Schmiett, Sowards, Stacey, Steen and Mr. President.

Voting in the negative was Senator Hunter.

Absent and not voting: Senators Cox and Mantes.

H. B. No. 41 was returned to the House.

H. B. No. 42 was read the third time and placed on its final passage.

H. B. No. 42 then passed on the following roll call:

Yeas, 23; Nays, 0; Absent, 2.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter, Jenkins, Kerr, Lloyd, Memmott, Miller, Schmiett, Sowards, Stacey, Steen and Mr. President.

Absent and not voting: Senators Cox and Mantes.

H. B. No. 42 was returned to the House.

H. B. No. 45 was read the third time and placed on its final passage.

H. B. No. 45 then passed on the following roll call:

Yeas, 23; Nays, 0; Absent, 2.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter, Jenkins, Kerr, Lloyd, Memmott, Miller, Schmiett, Sowards, Stacey, Steen and Mr. President.

Absent and not voting: Senators Cox and Mantes.

H. B. No. 45 was returned to the House.

H. B. No. 26 was read the third time and placed on its final passage.

H. B. No. 26 then passed on the following roll call:

Yeas, 19; Nays, 0; Absent, 6.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hopkin, Jenkins, Kerr, Lloyd, Schmiett, Sowards, Stacey and Mr. President.

Absent and not voting: Senators Cox, Hunter, Mantes, Memmott, Miller and Steen.

H. B. No. 26 was returned to the House.

H. B. No. 32 was read the third time and placed on its final passage.

H. B. No. 32 then passed on the following roll call:

Yeas, 18; Nays, 0; Absent, 7.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Jenkins, Kerr, Lloyd, Schmiett, Sowards, Stacey and Mr. President.

Absent and not voting: Senators Cox, Hopkin, Hunter, Mantes,, Memmott, Miller and Steen.

H. B. No. 32 was returned to the House.

H. B. No. 18 was read the third time and placed on its final passage.

H. B. No. 18 then passed on the following roll call:

Yeas, 17; Nays, 0; Absent, 8.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Jenkins, Schmiett, Sowards, Stacey, Steen and Mr. President.

Absent and not voting: Senators Cox, Hopkin, Hunter, Kerr, Lloyd, Mantes, Memmott and Miller.

H. B. No. 18 was returned to the House.

Senator Kerr, with the aid of five Senators, requested a Call of the Senate.

Senators Mantes, Cox, Miller, Lloyd, Hunter, Hafen, Memmott and Bullen were absent without leave.

On motion of Senator Fowles, the Call of the Senate was lifted.

CONSIDERATION OF BILLS ON THIRD READING

H. B. No. 2 was read the third time and placed on its final passage.

H. B. No. 2 then passed on the following roll call:

Yeas, 16; Nays, 7; Absent, 2.

Those voting in the affirmative were: Senators Ashton, Clegg, Cox, Grover, Hafen, Hinton, Holman, Hopkin, Jenkins, Lloyd, Mantes, Memmott (explained vote), Miller, Sowards, Steen and Mr. President (explained vote).

Those voting in the negative were: Senators Barlow, Browning, Bullen, Fowles, Hammond, Schmiett and Stacey.

Absent and not voting: Senators Hunter and Kerr.

H. B. No. 2 was returned to the House.

CONSIDERATION OF BILLS ON SECOND READING

H. B. No. 22 was read the second time.

Committee report read and adopted.

On motion of Senator Fowles, the rules were suspended and *H. B. No. 22* was read the third time and placed on its final passage.

H. B. No. 22 then passed on the following roll call:

Yeas, 20; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Ashton, Barlow, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hopkin, Jenkins, Kerr, Lloyd, Mantes, Memmott, Schmiett, Sowards and Stacey.

Absent and not voting: Senators Browning, Hunter, Miller, Steen and Mr. President.

H. B. No. 22 was returned to the House.

H. B. No. 102 was read the second time.

Committee report read and adopted.

On motion of Senator Fowles, the rules were suspended and *H. B. No. 102* was read the third time and placed on its final passage.

H. B. No. 102 then passed on the following roll call:

Yeas, 23; Nays, 0; Absent, 2.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hopkin, Jenkins, Kerr, Lloyd, Mantes, Memmott, Schmiett, Sowards, Stacey, Steen and Mr. President.

Absent and not voting: Senators Hunter and Miller.

H. B. No. 102 was returned to the House.

H. B. No. 112 was read the second time.

Committee report read and adopted.

On motion of Senator Jenkins, the rules were suspended and *H. B. No. 112* was read the third time and placed on its final passage.

H. B. No. 112 then passed on the following roll call:

Yeas, 22; Nays, 0; Absent, 3.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hopkin, Jenkins, Kerr, Mantes, Memmott, Schmiett, Sowards, Stacey, Steen and Mr. President.

Absent and not voting: Senators Hunter, Lloyd and Miller.

H. B. No. 112 was returned to the House.

H. B. No. 59 was read the second time.

Committee report read and adopted.

On motion of Senator Jenkins, the rules were suspended and *H. B. No. 59* was read the third time and placed on its final passage.

H. B. No. 59 then passed on the following roll call:

Yeas, 22; Nays, 0; Absent, 3.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter, Jenkins, Mantes, Miller, Schmiett, Sowards, Stacey, Steen and Mr. President.

Absent and not voting: Senators Kerr, Lloyd and Memmott.

H. B. No. 59 was returned to the House.

H. B. No. 54 was read the second time.

Committee report read and adopted.

On motion of Senator Jenkins, the rules were suspended and *H. B. No. 54* was read the third time and placed on its final passage.

On motion of Senator Bullen, *H. B. No. 54* retained its position on the Third Reading Calendar.

On motion of Senator Lloyd, the Senate recessed until 2:00 P.M.

AFTERNOON SESSION

The Senate re-assembled at 2:00 P.M.

President Waddingham in the chair.

CONSIDERATION OF BILLS ON SECOND READING

H. B. No. 93 was read the second time.

Committee report read and adopted.

On motion of Senator Hafen, *H. B. No. 93* was tabled.

H. B. No. 12 was read the second time.

Committee report read and adopted.

On motion of Senator Fowles, the rules were suspended and *H. B. No. 12* was read the third time and placed on its final passage.

H. B. No. 12 then passed on the following roll call:

Yeas, 19; Nays, 0; Absent, 6.

Those voting in the affirmative were: Senators Ashton, Clegg, Cox, Fowles, Grover, Hafen, Hinton, Holman, Hopkin, Hunter, Jenkins, Kerr, Lloyd, Memmott, Schmiett, Sowards, Stacey, Steen and Mr. President.

Absent and not voting: Senators Barlow, Browning, Bullen, Hammond, Mantes and Miller.

H. B. No. 12 was returned to the House.

On motion of Senator Hafen, the rules were suspended and the enacting clause of *S. B. No. 101* was struck.

CONSIDERATION OF BILLS ON THIRD READING

S. B. No. 74 was read the third time and placed on its final passage.

S. B. No. 74 then passed on the following roll call:

Yeas, 22; Nays, 0; Absent, 3.

Those voting in the affirmative were: Senators Ashton, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter, Jenkins, Kerr, Lloyd, Memmott, Schmiett, Sowards, Stacey, Steen and Mr. President.

Absent and not voting: Senators Barlow, Mantes and Miller.

S. B. No. 74 was transmitted to the House.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 80 was read the second time.

Committee report read and adopted.

S. B. No. 80 was placed on the Third Reading Calendar on the following roll call:

Yeas, 21; Nays, 1; Absent, 3.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Jenkins, Kerr, Lloyd, Mantes, Memmott, Schmiett, Sowards, Stacey and Mr. President.

Voting in the negative was Senator Hunter.

Absent and not voting: Senators Hopkin, Miller and Steen.

S. B. No. 81 was read the second time.

Committee report read and adopted.

S. B. No. 81 was placed on the Third Reading Calendar on the following roll call:

Yeas, 22; Nays, 0; Absent, 3.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hunter, Jenkins, Kerr, Lloyd, Mantes, Memmott, Schmiett, Sowards, Stacey and Steen.

Absent and not voting: Senators Hopkin, Miller and Mr. President.

S. B. No. 82 was read the second time.

Committee report read and adopted.

S. B. No. 82 was placed on the Third Reading Calendar on the following roll call:

Yeas, 21; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hunter, Jenkins, Kerr, Mantes, Memmott, Schmiett, Sowards, Stacey and Steen.

Absent and not voting: Senators Hopkin, Lloyd, Miller and Mr. President.

S. B. No. 51 was read the second time.

Committee report read and adopted.

On motion of Senator Hafen, *S. B. No. 51* was amended as follows:

Page 1, line 10, close brackets following the word "or" and insert the

word "and" before the word "until". Line 14, strike the brackets after the word "then" and strike the last three words on line 14, and the first four words on line 15. Strike the word "for" on line 15. Line 16, place a period after the word "week", and strike the words "whichever day is the later. Revised" and insert the word in lieu thereof "Any". Strike the "s" on the word ordinances" on line 16.

Page 2, line 1, after the word "form" insert "or any general revision of county ordinances printed in book form".

Page 2, line 2, insert the words "ordinance or" after the word "printed" and again at the end of the line.

Page 2, line 4, strike the words "of such ordinance".

S. B. No. 51 was placed on the Third Reading Calendar on the following roll call:

Yeas, 21; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hunter, Jenkins, Kerr, Mantes, Memmott, Schmiett, Sowards, Stacey and Steen.

Absent and not voting: Senators Hopkin, Lloyd, Miller and Mr. President.

S. B. No. 88 was read the second time.

Committee report read and adopted.

On motion of Senator Hinton, *S. B. No. 88* was amended as follows:

Delete all underscored material beginning with word "It" on line 13 to and including word "State" at end of line 18.

After word "years" on line 20 insert a period (.); delete the words "and during such" on the same line and in their place and preceding the word "period" on said line 20, insert the following:

That at least one year of this apprenticeship shall be completed before entry into, or attendance at, the embalming school, unless the applicant had been unable to obtain such employment in the state of Utah, prior to attending such school, and makes satisfactory and sufficient showing of such fact to the members of the representative committee for funeral directors, embalmers and apprentice embalmers. That during such two year

S. B. No. 88 was placed on the Third Reading Calendar on the following roll call:

Yeas, 21; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hunter, Jenkins, Kerr, Lloyd, Mantes, Memmott, Schmiett, Sowards, Stacey and Mr. President.

Absent and not voting: Senators Cox, Hopkin, Miller and Steen.

On motion of Senator Schmiett, the Senate recessed for 30 minutes.

The Senate re-assembled.

COMMUNICATIONS FROM THE HOUSE

February 9, 1961

Mr. President:

I am directed to request your honorable body to return to the House *S. B. No. 3*, entitled, FORESTRY AND WILDLIFE FIRE PROTECTION, for further consideration.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 3 was returned to the House.

February 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *S. B. No. 14*, entitled, STOCK ASSESSMENTS, and the same is returned herewith for your further action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 14 was referred to the Committee on Rules to be enrolled and engrossed.

February 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the Senate, *S. B. No. 13*, CORPORATION

FRAUDS, and the same is returned herewith for your further action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 13 was referred to the Committee on Rules to be enrolled and engrossed.

February 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *S. B. No. 9*, entitled, OATH OF BANK OFFICERS, and the same is returned herewith for your further action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 9 was referred to the Committee on Rules to be enrolled and engrossed.

February 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *S. B. No. 10*, entitled, COMMERCIAL AND SAVINGS BANKS, and the same is returned herewith for your further action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 10 was referred to the Committee on Rules to be enrolled and engrossed.

February 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *S. B. No. 8*, entitled, LOAN AND TRUST COMPANIES, and the same is returned herewith for your further action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 8 was referred to the Committee on Rules to be enrolled and engrossed.

February 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *S. B. No. 7*, entitled, CREDIT UNIONS, and the same is returned herewith for your further action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 7 was referred to the Committee on Rules to be enrolled and engrossed.

February 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *S. B. No. 6*, entitled, INDUSTRIAL LOAN CORPORATIONS, and the same is returned herewith for your further action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 6 was referred to the Committee on Rules to be enrolled and engrossed.

February 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *S. B. No. 5*, entitled, FILING OF DOMESTIC INSURANCE COMPANIES ARTICLES, and the same is returned herewith for your further action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 5 was referred to the Committee on Rules to be enrolled and engrossed.

February 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *S. B. No. 11*, entitled, AGRICULTURAL COOPERATIVES, and

the same is returned herewith for your further action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 11 was referred to the Committee on Rules to be enrolled and engrossed.

February 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed S. *B. No. 12*, entitled, FEES OF SECRETARY OF STATE, and the same is returned herewith for your further action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 12 was referred to the Committee on Rules to be enrolled and engrossed.

February 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the Senate, *S. B. No. 92*, WITHDRAWING STATE LANDS FROM OIL & GAS LEASING HOUSE, and the same is returned herewith for your further action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 92 was referred to the Committee on Rules to be enrolled and engrossed.

February 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, S. *B. No. 4*, MODEL CORPORATION ACT, and the same is returned herewith for your further action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

On motion of Sentor Jenkins, the Senate voted to concur in the House amendments.

S. B. No. 4 then passed on the following roll call:

Yeas, 16; Nays, 0; Absent, 9.

Those voting in the affirmative were: Senators Ashton, Browning, Clegg, Fowles, Grover, Hammond, Hopkin, Hunter, Jenkins, Kerr, Lloyd, Miller, Schmiett, Sowards, Steen and Mr. President.

Absent and not voting: Senators Barlow, Bullen, Cox, Hafen, Hinton, Holman, Mantes, Memmott and Stacey.

S. B. No. 4 was referred to the Committee on Rules to be enrolled and engrossed.

INTRODUCTION OF BILLS

S. B. No. 218 By Messrs. Memmott, Bullen and Hinton

AN ACT AUTHORIZING THE STATE BOARD OF EDUCATION AND CO-ORDINATING COUNCIL ON HIGHER EDUCATION TO ESTABLISH A JOINT COMMITTEE ON EDUCATIONAL TELEVISION AND AUTHORIZING SUCH COMMITTEE TO ACCEPT AND ADMINISTER FEDERAL GRANTS FOR EDUCATIONAL TELEVISION, was read the first time and referred to the Committee on Rules.

S. B. No. 219 By Mr. Jenkins (By Request)

AN ACT AMENDING SECTIONS 20-4-1, UTAH CODE ANNOTATED 1953, AND 20-4-9, UTAH CODE ANNOTATED 1953, AS AMENDED BY CHAPTER 42, LAWS OF UTAH 1957; RELATING TO ELECTIONS, PROVIDING FOR THE TIME OF HOLDING COUNTY CONVENTIONS AND MASS MEETINGS AND FOR THE TIME OF FILING DECLARATIONS OF CANDIDACY AND DESIGNATIONS OF CANDIDACY AND ACCEPTANCE, was read the first time and referred to the Committee on Rules.

S. B. No. 220 By Messrs. Jenkins and Grover

AN ACT AMENDING SECTION 59-9-6, UTAH CODE ANNOTATED 1953, AS AMENDED BY CHAPTER 106, LAWS OF UTAH 1953; RELATING TO COUNTY TAX LEVIES AND PROVIDING COUNTIES WITH AN ASSESSED VALUATION OF $100,000,000 OR MORE MAY LEVY A TOTAL OF TWO MILLS ON THE DOLLAR FOR THE CARE, MAINTENANCE AND RELIEF OF INDIGENT SICK AND DEPENDENT POOR, was read the first time and referred to the Committee on Rules.

S. B. No. 221 By Mr. Miller

AN ACT PROVIDING FOR CONTRIBUTORY GROUP LIFE, ACCIDENT, HOSPITALIZATION, MEDICAL AND SURGICAL INSURANCE FOR PERSONS IN THE SERVICE OF THE STATE OF UTAH, was read the first time and referred to the Committee on Rules.

Senator Hammond, with the aid of five Senators, requested a Call of the Senate.

Senators Lloyd, Kerr, Barlow, Bullen, Hafen, Holman, Stacey, Memmott, Hinton, Cox, and Mantes were absent without leave, President Waddingham absent and excused.

On motion of Senator Hammond, the Call of the Senate was lifted.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 103 was read the second time.

Committee report read and adopted.

On motion of Senator Sowards, *S. B. No. 103* was amended as follows:

On page 2, line 3, strike "pro-" at the end of the line and strike all of lines 4, 5, 6, 7, 8, 9, 10, 11, and 12, and insert in lieu thereof the words: "provided, the Commission shall have exclusive authority and jurisdiction with respect to the underground storage of oil and gas, including liquified petroleum gases, and the protection of underground storage reservoirs. A public interest in the preservation of water drive and water cushion for oil and gas reservoirs is hereby recognized and declared."

S. B. No. 103 was placed on the Third Reading Calendar on the following roll call:

Yeas, 24; Nays, 0; Absent, 1.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter, Jenkins, Kerr, Lloyd, Mantes, Miller, Schmiett, Sowards, Stacey, Steen and Mr. President.

Absent and not voting: Senator Memmott.

S. B. No. 95 was read the second time.

Committee report read and adopted.

S. B. No. 95 was placed on the Third Reading Calendar on the following roll call:

Yeas, 23; Nays, 0; Absent, 2.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter, Jenkins, Kerr, Lloyd, Mantes, Miller, Schmiett, Sowards, Stacey, Steen and Mr. President.

Absent and not voting: Senators Grover and Memmott.

S. B. No. 107 was read the second time.

Committee report read and adopted.

S. B. No. 107 was placed on the Third Reading Calendar on the following roll call:

Yeas, 21; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter, Jenkins, Kerr, Lloyd, Mantes, Miller, Sowards, Stacey and Steen.

Absent and not voting: Senators Grover, Memmott, Schmiett and Mr. President.

S. B. No. 106 was read the second time.

Committee report read and adopted.

S. B. No. 106 was placed on the Third Reading Calendar on the following roll call:

Yeas, 18; Nays, 0; Absent, 7.

Those voting in the affirmative were: Senators Ashton, Barlow, Bullen, Clegg, Cox, Fowles, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter, Jenkins, Kerr, Lloyd, Mantes, Sowards and Stacey.

Absent and not voting: Senators Browning, Grover, Memmott, Miller, Schmiett, Steen and Mr. President.

S. B. No. 36 was read the second time.

Committee report read and adopted.

On motion of Senator Sowards, *S. B. No. 36* was amended as follows:

On page 3, line 16, strike the figure "(11)" and insert in lieu thereof the figure "(1)".

On motion of Senator Hunter, *S .B. No. 36* was made a Special Order of Business for 11:15 A.M., Friday, February 10, 1961.

On motion of Senator Browning, the Senate adjourned until 10:00 A.M., Friday, February 10, 1961.

THIRTY-THIRD DAY

MORNING SESSION

February 10, 1961

The Senate was called to order at 10:00 A.M. President Waddingham in the chair.

Roll Call – All Senators present, except Senator Miller, excused.

The Prayer was offered by the Chaplain.

February 10, 1961

Mr. President:

Your Committee on Revision of the Journal respectfully reports that we have read the Journal for the thirty-second day and find it correct with minor amendments noted on the final copy.

Respectfully,

BENNIE SCHMIETT,
Chairman

Report adopted and filed.

COMMUNICATIONS FROM THE HOUSE

February 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day rejected as amended by the Senate S. *B. No. 45*, INSUFFICIENT

FUNDS, and the same is returned herewith for your further action.

Respectfully,
T. H. McMULLIN,
Chief Clerk

S. B. No. 45 was ordered filed.

February 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the Senate and House, *S. B. No. 56*, UTAH SCHOOL EMPLOYEES' RETIREMENT ACT – BOARD, and the same is returned herewith for your further action.

Respectfully,
T. H. McMULLIN,
Chief Clerk

Communication filed.

On motion of Senator Barlow, the Senate voted to concur in the House amendments.

S. B. No. 56 then passed on the following roll call:

Yeas, 19; Nays, 0; Absent, 6.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hunter, Jenkins, Kerr, Mantes, Sowards, Stacey and Mr. President.

Absent and not voting: Senators Hopkin, Lloyd, Memmott, Miller (excused), Schmiett and Steen.

S. B. No. 56 was referred to the Committee on Rules to be enrolled and engrossed.

REPORTS OF STANDING COMMITTEES

February 9, 1961

Mr. President:

Your Rules Committee, to which were referred

S. B. No. 210 Business and Commerce

S. B. No. 211 Public Health, Welfare and Institutions

S. B. No. 212 Appropriations

S. B. No. 213 Public Health, Welfare and Institutions

reports the same back with a few minor changes assented to by the authors and recommends the same be printed.

Respectfully,
HAVEN J. BARLOW,
Chairman

Report adopted and filed.

The above bills were ordered printed and referred to the committees indicated.

February 9, 1961

Mr. President:

Your Committee on Public Health, Welfare and Institutions, to which was referred *S. B. No. 160,* by Messrs. Barlow and Hammond, has carefully considered said bill and reports the same out without recommendation.

Respectfully,
VERNON L. HOLMAN,
Chairman

Report filed.

S. B. No. 160 was placed on the Second Reading Calendar.

February 9, 1961

Mr. President:

Your Committee on Agriculture and Irrigation, to which was referred *H. B. No. 23,* by Messrs. K. C. Gardner, Monroe, Squire, Mrs. Woolsey, and Mr. Hebertson, has carefully considered said bill and reports the same out wthout recommendation.

Respectfully,
LELAND SOWARDS,
Chairman

Report filed.

H. B. No. 23 was placed on the Second Reading Calendar.

February 9, 1961

Mr. President:

Your Committee on Education, to which was referred *S. B. No. 150,* by Messrs. Hafen and Jenkins, has carefully considered said bill and reports the same out favorably.

Respectfully,
HARVARD R. HINTON,
Chairman

Report filed.

S. B. No. 150 was placed on the Second Reading Calendar.

February 10, 1961

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 123*, by Mr. Lloyd, has carefully considered said bill and reports the same out favorably.

Respectfully,
SHERMAN P. LLOYD,
Chairman

Report filed.

S. B. No. 123 was placed on the Second Reading Calendar.

February 10, 1961

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 148*, by Messrs. Hafen and Fowles, has carefully considered said bill and reports the same out without recommendation.

Respectfully,
SHERMAN P. LLOYD,
Chairman

Report filed.

S. B. No. 148 was placed on the Second Reading Calendar.

February 10, 1961

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 157*, by Messrs. Sowards, Jenkins and Stacey, has carefully considered said bill and reports the same out without recommendation.

Respectfully,
SHERMAN P. LLOYD,
Chairman

Report filed.

S. B. No. 157 was placed on the Second Reading Caiendar.

February 10, 1961

Mr. President:

Your Committee on Judicary, to which was referred *S. B. No. 156*, by Messrs. Lloyd and Barlow, has carefully considered said bill and reports the same out favorably.

Respectfully,
SHERMAN P. LLOYD,
Chairman

Report filed.

S. B. No. 156 was placed on the Second Reading Calendar.

February 10, 1961

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 141*, by Messrs. Grover and Hafen, has carefully considered said bill and reports the same out without recommendation.

Respectfully,
SHERMAN P. LLOYD,
Chairman

Report filed.

S. B. No. 141 was placed on the Second Reading Calendar.

February 10, 1961

Mr. President:

Your Committee on Judiciary, to which was referred *S. J. R. No. 15*, by Messrs. Cox, Hunter and Jenkins, has carefully considered said bill and reports the same out favorably.

Respectfully,
SHERMAN P. LLOYD,
Chairman

Report filed.

S. J. R. No. 15 was placed on the Second Reading Calendar.

February 10, 1961

Mr. President:

Your Committee on Judiciary, to which was referred *H. B. No. 114*, by Messrs. Vance, Jenkins, Halladay, Newell and K. S. Gardner, has carefully considered said bill and reports the same out favorably.

Respectfully,
SHERMAN P. LLOYD,
Chairman

Report filed.

H. B. No. 114 was placed on the Second Reading Calendar.

February 9, 1961

Mr. President:

Your Committee on Judiciary, to which was referred *H. B. No. 5*, by Messrs. Charles Welch and Merrill Jenkins, has carefully considered said bill and reports the same out favorably.

Respectfully,
SHERMAN P. LLOYD,
Chairman

Report filed.

H. B. No. 5 was placed on the Second Reading Calendar.

February 10, 1961

Mr. President:

Your Committee on Judiciary, to which was referred *H. B. No. 6*, by Messrs. Charles Welch and Merrill Jenkins, has carefully considered said bill and reports the same out favorably.

Respectfully,
SHERMAN P. LLOYD,
Chairman

Report filed.

H. B. No. 6 was placed on the Second Reading Calendar.

On motion of Senator Cox, the President of the Senate was authorized to appoint a Sifting Committee consisting of five persons, and that all bills on Second Reading Calendar shall immediately be referred to the Sifting Committee upon its appointment, and that all bills hereafter reported out of standing committees will be referred immediately to the Sifting Committee, and that upon adjournment each day all bills still on Second Reading Calendar will be returned to Sifting Committee.

President Waddingham appointed a Sifting Committee consisting of the following members: Senators Cox, Chairman, Fowles, Jenkins, Lloyd, and Steen.

All bills on Second Reading Calendar were referred to the Sifting Committee.

On motion of Senator Cox, the Senate recessed for 15 minutes.

The Senate re-assembled.

February 10, 1961

Mr. President:

Your Sifting Committee reports out the following bills to take their place on the Second Reading Calendar in the order named:

S. B. Nos. 29, 97, 63, 150, 143, S. J. R. No. 15, S. J. R. No. 10, and S. B. Nos. 65, and 67.

Respectfully,
R. LA VAUN COX,
Chairman

Report adopted and filed.

S. B. Nos. 29, 97, 63, 150, 143, S. J. R. No. 15, S. J. R. No. 10, and S. B. Nos. 65, and 67 were placed on the Second Reading Calendar.

On motion of Senator Browning, the Senate voted not to meet with the House on Tuesdays and Thursdays at 3:00 P.M. for refreshments.

On motion of Senator Hafen, the rules were suspended, and the Secretary of the Senate was directed to request the return of *S. B. No. 1* from the House for further consideration by the Senate.

SPECIAL ORDER

S. B. No. 36, being a Special Order of Business, was before the Senate.

On motion of Senator Sowards, *S. B. No. 36* was made a Special Order of Business for 11:00 A.M., Wednesday, February 15, 1961.

CONSIDERATION OF BILLS ON THIRD READING

S. B. No. 80 was read the third time and placed on its final passage.

S. B. No. 80 then passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 1.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter, Jenkins, Kerr, Lloyd, Mantes, Memmott, Schmiett, Sowards, Stacey, Steen and Mr. President.

Absent and not voting: Senator Miller.

S. B. No. 80 was transmitted to the House.

On motion of Senator Fowles, *S. J. R. No. 9* was made a Special Order of Business for 2:15 P.M., Monday, February 13, 1961.

S. B. No. 81 was read the third time and placed on its final passage.

S. B. No. 81 then passed on the following roll call.

Yeas, 23; Nays, 0; Absent, 2.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter, Jenkins, Kerr, Mantes, Memmott, Schmiett, Sowards, Stacey, Steen and Mr. President.

Absent and not voting: Senators Lloyd and Miller.

S. B. No. 81 was transmitted to the House.

S. B. No. 82 was read the third time and placed on its final passage.

S. B. No. 82 then passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 1.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter, Jenkins, Kerr, Lloyd, Mantes, Memmott, Schmiett, Sowards, Stacey, Steen and Mr. President.

Absent and not voting: Senator Miller.

S. B. No. 82 was transmitted to the House.

S. B. No. 51 was read the third time and placed on its final passage.

S. B. No. 51 then passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 1.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter, Jenkins, Kerr, Lloyd, Mantes, Memmott, Schmiett, Sowards, Stacey, Steen and Mr. President.

Absent and not voting: Senator Miller.

S. B. No. 51 was transmitted to the House.

S. B. No. 88 was read the third time and placed on its final passage.

S. B. No. 88 then passed on the following roll call:

Yeas, 20; Nays, 3; Absent, 2.

Those voting in the affirmative were: Senators Ashton, Barlow, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hopkin, Jenkins, Kerr, Lloyd, Mantes, Schmiett, Sowards, Stacey, Steen and Mr. President.

Those voting in the negative were: Sentaors Browning and Memmott.

Absent and not voting: Senators Hunter and Miller.

S. B. No. 88 was transmitted to the House.

S. B. No. 103 was read the third time and placed on its final passage.

S. B. No. 103 then passed on the following roll call:

Yeas, 22; Nays, 0; Absent, 3.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hopkin, Jenkins, Kerr, Lloyd, Mantes, Memmott, Schmiett, Sowards, Stacey, Steen and Mr. President.

Absent and not voting: Senators Cox, Hunter and Miller.

S. B. No. 103 was transmitted to the House.

S. B. No. 95 was read the third time and placed on its final passage.

S. B. No. 95 then passed on the following roll call:

Yeas, 21; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hammond, Hinton, Holman, Hopkin, Jenkins, Kerr, Mantes, Memmott, Schmiett, Sowards, Stacey, Steen and Mr. President.

Absent and not voting: Senators Hafen, Hunter, Lloyd and Miller.

S. B. No. 95 was transmitted to the House.

S. B. No. 107 was read the third time and placed on its final passage.

S. B. No. 107 then passed on the following roll call:

Yeas, 23; Nays, 0; Absent, 2.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter, Jenkins, Kerr, Mantes, Memmott, Schmiett, Sowards, Stacey, Steen and Mr. President.

Absent and not voting: Senators Lloyd and Miller.

S. B. No. 107 was transmitted to the House.

S. B. No. 106 was read the third time and placed on its final passage.

S. B. No. 106 then passed on the following roll call:

Yeas, 21; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Grover, Hafen, Hammond, Hinton, Holman, Hunter, Jenkins, Kerr, Mantes, Memmott, Schmiett, Sowards, Stacey, Steen and Mr. President.

Absent and not voting: Senators Fowles,, Hopkin, Lloyd and Miller.

S. B. No. 106 was transmitted to the House.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 29 was read the second time.

Committee report read and adoped.

On motion of Senator Bullen, *S. B. No. 29* was amended as follows:

Page, Line 1 of the Title: After the word "SECTIONS" insert "53-29-5,".

Page 1, between Lines 23 and 24 of the Title: Insert the words "PROVIDING FOR THE PAYMENT OF ADMINISTRATIVE COSTS FROM THE INTEREST EARNINGS OF THE FUND;".

Page 2, Line 1, after Section 1, change the word "Section" to "Sections" and insert immediately thereafter "53-29-5 and".

Page 2, between Lines 3 and 4, insert the following section:

> 53-29-5. The cost of administration of said retirement system, including the employment of necessary expert and clerical assistants, the purchase of necessary supplies and equipment, and any other expenses necessary thereto, shall be paid by the state treasurer after June 30, 1961 from the interest earnings of the retirement fund.

Page 16, line 31, strike the beginning letter "s" of the last word and insert in lieu thereof the letter "r".

S. B. No. 29 was placed on the Third Reading Calendar on the following roll call:

Yeas, 18; Nays, 0; Absent, 7.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hammond, Hinton, Holman, Jenkins, Kerr, Lloyd, Mantes, Memmott, Sowards and Stacey.

Absent and not voting: Senators Hafen, Hopkin, Hunter, Miller, Schmiett, Steen and Mr. President.

S. B. No. 97 was read the second time.

Committee report read and adopted.

S. B. No. 97 was placed on the Third Reading Calendar on the following roll call:

Yeas, 20; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hammond, Hinton, Holman, Hopkin, Hunter, Jenkins, Kerr, Lloyd, Mantes, Memmott, Sowards and Stacey.

Absent and not voting: Senators Hafen, Miller, Schmiett, Steen and Mr. President.

INTRODUCTION OF BILLS

S. B. No. 222 By Messrs. Barlow and Fowles

AN ACT AMENDING SECTION 11-9-2, UTAH CODE ANNOTATED 1953, AS AMENDED BY CHAPTER 114, LAWS OF UTAH 1959, PROVIDING THAT THE LOCAL SALES TAX COLLECTED BE USED FOR CAPITAL OUTLAY OR REDUCTION OF THE LOCAL PROPERTY TAX LEVIES, was read the first time and referred to the Committee on Rules.

S. B. No. 223 By Messrs. Barlow and Lloyd

AN ACT TO PROVIDE FOR THE CREATION OF A GREAT SALT LAKE AUTHORITY TO FORMULATE AND PUT INTO EXECUTION A LONG RANGE, COMPREHENSIVE PLAN AND PROGRAM FOR THE DEVELOPMENT OF ALL MAINLAND, ISLANDS, MINERALS AND WATER WITHIN THE GREAT SALT LAKE MEANDER LINE ESTABLISHED BY THE U. S. SURVEYOR GENERAL, FOR RECREATIONAL, MINERAL, INDUSTRIAL AND ARCHEOLOGICAL PURPOSES, AND MAKING AN APPROPRIATION THEREFOR, was read the first time and referred to the Committee on Rules.

S. B. No. 224 By Messrs. Lloyd, Fowles, Cox, Hammond and Hinton

AN ACT AMENDING SECTION 78-6-1, UTAH CODE ANNOTATED, 1953, AS AMENDED BY CHAPTER 55, LAWS OF UTAH, 1953, AND SECTION 78-6-8, UTAH CODE ANNOTATED, 1953, RELATING TO SMALL CLAIMS COURTS AND ITS POWERS, was read the first time and referred to the Committee on Rules.

S. B. No. 225 By Mr. Lloyd

AN ACT CREATING A NEW SECTION TO BE KNOWN AS SECTION 76-27-9A, UTAH CODE ANNOTATED 1953, RELATING TO LOTTERIES, was read the first time and referred to the Committee on Rules.

S. B. No. 226 By Messrs. Lloyd and Cox

AN ACT AMENDING SECTION 64-9-5, UTAH CODE ANNOTATED 1953; RELATING TO EXPENSES OF MEMBERS OF THE BOARD OF CORRECTIONS AND PROVIDING A PER DIEM PAYMENT, was read the first time and referred to the Committee on Rules.

S. B. No. 227 By Messrs. Waddingham, Steen and Barlow

AN ACT AMENDING SECTIONS 17-29-3, 17-29-7, 17-29-10, 17-29-12, 17-29-13, 17-29-14, 7-29-15, 17-29-16, 17-29-17, 17-29-18, 17-29-21, 17-29-22, 17-29-23, 17-29-24 AND 17-29-25, UTAH CODE ANNOTATED 1953, AS AMENDED BY CHAPTER 28, LAWS OF UTAH 1957, SECTION 17-29-5, UTAH CODE ANNOTATED 1953, AS AMENDED BY CHAPTER 28, LAWS OF UTAH 1957, AND CHAPTERS 27 AND 28, LAWS OF UTAH 1959, AND SECTION 17-29-9, UTAH CODE ANNOTATED 1953, AS AMENDED BY CHAPTER 28, LAWS OF UTAH 1957, AND CHAPTER 27, LAWS OF UTAH 1959, AND ENACTING SECTIONS 17-29-10.1, 17-29-10.2, 17-29-24.1, 17-29-24.2, 17-29-24.3, 17-29-26, 17-29-27 AND 17-29-28; RELATING TO THE COUNTY SERVICE AREA ACT; PROVIDING FOR THE INCORPORATION, ORGANIZATION, PURPOSES, OPERATION AND DISSOLUTION OF COUNTY SERVICE AREAS; ESTABLISHING A BOARD OF TRUSTEES TO GOVERN SAID SERVICE AREAS AND PROVIDING FOR THE POWERS AND DUTIES OF SUCH BOARDS INCLUDING THE AUTHORITY TO IMPOSE AND COLLECT TAXES, FEES AND CHARGES AND THE AUTHORITY TO ISSUE GENERAL OBLIGATION BONDS AND REVENUE BONDS AND TO REFUND ANY SUCH BONDS; PROVIDING THAT PROPERTY OF AND BONDS ISSUED BY COUNTY SERVICE AREAS ARE EXEMPT FROM TAXATION AND PROVIDING FOR THE REORGANIZATION OF EXISTING COUNTY SERVICE AREAS, was read the first time and referred to the Committee on Rules.

S. B. No. 228 By Mr. Hunter

AN ACT AMENDING SECTION 78-44-1, UTAH CODE ANNOTATED 1953, AS ENACTED BY CHAPTER 6, LAWS OF UTAH 1957, RELATING TO THE DISPOSITION OF UNCLAIMED PROPERTY; PROVIDING FOR TRADING STAMPS AS UNCLAIMED PROPERTY, was read the first time and referred to the Committee on Rules.

S. B. No. 229 By Messrs. Cox and Mantes

AN ACT AMENDING SECTION 59-14-2, UTAH CODE ANNOTATED 1953, RELATING TO THE RATE OF INDIVIDUAL INCOME TAX, was read the first time and referred to the Committee on Rules.

S. B. No. 230 By Mr. Lloyd

AN ACT AMENDING SECTION 76-20-11, UTAH CODE ANNOTATED 1953, AS AMENDED BY CHAPTER 78, LAWS OF UTAH 1955, RELATING TO ISSUANCE OF CHECKS, DRAFTS OR ORDERS WITHOUT SUFFICIENT FUNDS OR CREDIT, AND PROVIDING THAT VIOLATION OF THIS SECTION SHALL BE PUNISHABLE BY IMPRISONMENT IN THE COUNTY JAIL FOR A PERIOD OF NOT MORE THAN ONE YEAR, OR IN THE STATE PRISON FOR A PERIOD OF NOT MORE THAN FIVE YEARS; OR BY A FINE OF NOT MORE THAN $1000.00, OR BY BOTH, was read the first time and referred to the Committee on Rules.

S. B. No. 231 By Messrs. Barlow and Memmott

AN ACT AMENDING SECTION 54-6-12, UTAH CODE ANNOTATED 1953, AS AMENDED BY CHAPTER 87, LAWS OF UTAH 1953, AND BY CHAPTER 107, LAWS OF UTAH 1957; PROVIDING THAT THE TRANSPORTATION OF COAL BY MOTOR VEHICLES BE EXCEPTED FROM GENERAL REGULATIONS BY THE PUBLIC SERVICE COMMISSION, BUT NOT AS TO REQUIREMENTS OF INSURANCE, SAFETY REGULATIONS, AND ACCIDENT REPORTS, was read the first time and referred to the Committee on Rules.

S. B. No. 232 By Mr. Jenkins

AN ACT AMENDING SECTION 4-26-11, UTAH CODE ANNOTATED 1953, AS ENACTED BY CHAPTER 3, LAWS OF UTAH 1957; RELATING TO BRANDING OF FOOD; PROVIDING EXCEPTION TO LABELING REQUIREMENTS, was read the first time and referred to the Committee on Rules.

On motion of Sentor Hopkin, the Senate voted to extend the deadline of introduction of bills through the 36th day, Monday, February 13, 1961.

On motion of Senator Kerr, the Senate adjourned until 10:00 A.M., Monday, February 13, 1961.

THIRTY-SIXTH DAY

MORNING SESSION

February 13, 1961

The Senate was called to order at 10:00 A.M. President Waddingham in the chair.

Roll Call – All Senators present except Senators Steen, Schmiett and Hopkin.

The Prayer was offered by the Chaplain.

February 13, 1961

Mr. President:

Your Committee on Revision of the Journal respectfully reports that we have read the Journal for the thirty-third day and find it correct with minor amendments noted on the final copy.

Respectfully,
VERNON L. HOLMAN,
Acting Chairman

Report adopted and filed.

COMMUNICATIONS FROM THE HOUSE

February 10, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day concurred in Senate amendments to *H. B. No. 48*, DAIRY ADVISORY BOARD SELECTION.

Respectfully,
T. H. McMULLIN,
Chief Clerk

Communication filed.

February 10, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, *S. J. R. No. 1*, entitled, A JOINT

RESOLUTION OF APPRECIATION TO UTAH VOLUNTEERS (INDIVIDUALS, GROUPS, INSTITUTIONS) IN BEHALF OF THE UNITED STATES SAVINGS BOND PROGRAM, and the same is returned herewith for your further action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. J. R. No. 1 was referred to the Committee on Rules to be enrolled and engrossed.

February 10, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed under suspension of the rules, *H. B. No. 212*, entitled, BRING RAILROAD CORPORATIONS UNDER CORPORATION CODE AND REPEAL STOCK PURCHASE LIMITATION, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 212 was read the first time and referred to the Committee on Judiciary.

February 10, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. J. R. No. 13*, entitled, A JOINT RESOLUTION OF THE HOUSE OF REPRESENTATIVES AND THE SENATE OF THE STATE OF UTAH EXPRESSING CONGRATULATIONS TO MRS. ESTHER EGGERTSON PETERSON FOR HER APPOINTMENT TO NATIONAL OFFICE, and the same is transmitted herewith for the signature of the President.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. J. R. No. 13 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Secretary of State.

February 10, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 63*, entitled, TAX LEVY FOR SCHOOL FINANCE BILL, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 63 was read the fisrt time and referred to the Committee on Education.

February 10, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House ,*H. B. No. 33*, by Mr. R. D. Evans, entitled, STATE EMPLOYEES COLLECTIVE BARGAINING, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 33 was read the first time and referred to the Committee on Labor.

February 10, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 62*, entitled, SCHOOL FINANCE BILL, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 62 was read the first time and referred to the Committee on Education.

Senator Hafen moved that the rules be suspended and that the Senate re-consider *S. B. No. 1* for the purpose of making a mechanical change and insert a line which was originally omitted from the amendment.

The motion carried.

February 10, 1961

Mr. President:

Pursuant to your request we return S. *B. No. 1* for your further action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

On motion of Senator Hafen, S. *B. No. 1* was amended as follows:

After the second word "inhabitants" in the Senate amendment on page 2, line 23, insert the words ", one additional representative for additional inhabitants over twenty thousand".

S. *B. No. 1* then passed on the following roll call:

Yeas, 21; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hunter, Kerr, Lloyd, Mantes, Memmott, Miller, Sowards, Stacey and Mr. President.

Absent and not voting: Senators Hopkin, Jenkins, Schmiett and Steen.

S. *B. No. 1* was transmitted to the House.

REPORTS OF STANDING COMMITTEES

February 10, 1961

Mr. President:

Your Rules Committee, to which were referred

S. B. No. 214	Judiciary
S. B. No. 215	State and Federal Affairs, Military Affairs and Civil Defense
S. B. No. 216	State and Federal Affairs, Military Affairs and Civil Defense
S. B. No. 217	State and Federal Affairs, Military Affairs and Civil Defense
S. B. No. 218	Education
S. B. No. 219	State and Federal Affairs, Military Affairs and Civil Defense
S. B. No. 220	Public Health, Welfare and Institutions

S. B. No. 221 State and Federal Affairs, Military Affairs and Civil Defense

reports the same back with a few minor changes assented to by the authors and recommends the same be printed.

Respectfully,
HAVEN J. BARLOW,
Chairman

Report adopted and filed.

The above bills were ordered printed and referred to the committees indicated.

February 10, 1961

Mr. President:

Your Committee on Agriculture and Irrigation, to which was referred *S. B. No. 119*, by Mr. Kerr, has carefully considered said bill and reports the same out favorably.

Respectfully,
LELAND SOWARDS,
Chairman

Report filed.

S. B. No. 119 was referred to the Sifting Committee.

February 10, 1961

Mr. President:

Your Committee on Agriculture and Irrigation, to which was referred *H. B. No. 39*, by Messrs. K. S. Gardner, Collard, T.D.A. Smith, Manwaring and Pace, has carefully considered said bill and reports the same out favorably.

Respectfully,
LELAND SOWARDS,
Chairman

Report filed.

H. B. No. 39 was referred to the Sifting Committee.

February 13, 1961

Mr. President:

Your Committee on Salaries to which was referred *S. B. No. 77*, has carefully considered said bill and reports the same out without recommendation.

Respectfully,
ERNEST G. MANTES,
Chairman

Report filed.

S. B. No. 77 was referred to the Sifting Committee.

February 13, 1961

Mr. President:

Your Committee on Salaries to which was referred *S. B. No. 16* has carefully considered said bill and reports the same out favorably with the following amendments and recommendation:

1. Page one, line 8, delete "$18,000.00" and insert "$13,200.00."
2. Line 12, delete "$15,000.00" and insert "$11,000.00."

Respectfully,

E. G. MANTES,
Chairman

Report filed.

S. B. No. 16 was referred to the Sifting Committee.

February 13, 1961

Mr. President:

Your Sifting Committee reports out the following bills to take their place on the Second Reading Calendar in the order named:

S. B. Nos. 63, 150, 143, S. J. R. Nos. 15 and 10, and S. B. Nos. 65 and 67.

Respectfully,

R. LA VAUN COX,
Chairman

Report adopted and filed.

S. B. Nos. 63, 150, 143, S. J. R. Nos. 15 and 10, and S. B. Nos. 65 and 67 were placed on the Second Reading Calendar.

INTRODUCTION OF BILLS

S. B. No. 233 By Messrs. Memmott, Mantes, Kerr and Holman

AN ACT PROVIDING FOR THE INSURING OF ALL STATE BUILDINGS AND OTHER PROPERTY OF THE STATE BY THE STATE OF UTAH; AUTHORIZING THE COLLECTION OF PREMIUMS FROM THE STATE INSTITUTIONS AND AGENCIES, AND DIRECTING PAYMENT TO STATE INSTITUTIONS AND AGENCIES FOR LOSSES, DESTRUCTION, AND DAMAGE SUSTAINED; ESTABLISHING THE STATE INDEMNITY FUND; EMPOWERING THE COMMISSION OF FINANCE TO ADMINISTER THE ACT; APPROPRIATING $13,000 TO THE STATE INDEMNITY FUND, was read the first time and referred to the Committee on Rules.

S. B. No. 234 By Messrs. Hunter and Sowards

AN ACT AMENDING SECTION 23-9-1, UTAH CODE ANNOTATED 1953, AS ENACTED BY CHAPTER 39, LAWS OF UTAH 1953, RELATING TO THE FEES RECEIVED BY LICENSE AGENTS FOR SALE OF LICENSES, AND TO THE IMPOSITION OF A MINIMUM FINE, was read the first time and referred to the Committee on Rules.

S. B. No. 235 By Messrs. Holman and Stacey

AN ACT ALLOWING STATE AGENCIES TO MAINTAIN INSURANCE ON STATE EMPLOYEES INSURING AGAINST DEATH WHILE ON STATE BUSINESS IN STATE OR RENTED AIRPLANES, was read the first time and referred to the Committee on Rules.

S. B. No. 236 By Mr. Jenkins

AN ACT AMENDING SECTIONS 17-7-12, 17-7-13, 17-7-18, AND 17-7-19, UTAH CODE ANNOTATED 1953, AS ENACTED BY CHAPTER 32, LAWS OF UTAH, 1957, RELATING TO COUNTY IMPROVEMENT DISTRICTS, AUTHORIZING BOARDS OF COUNTY COMMISSIONERS TO CREATE IMPROVEMENT DISTRICTS FOR THE MAKING OF LOCAL IMPROVEMENTS AND THE FINANCING THEREOF THROUGH THE LEVY OF SPECIAL ASSESSMENTS ON BENEFITED PROPERTY; SETTING THE PROCEDURE TO BE FOLLOWED; VALIDATING, RATIFYING, APPROVING AND CONFIRMING ALL PROCEEDINGS PREVIOUSLY TAKEN UNDER TITLE 17, CHAPTER 7, was read the first time and referred to the Committee on Rules.

PRESENTATION OF RESOLUTIONS

S. C. R. No. 5 By Messrs. Lloyd and Waddingham

A CONCURRENT RESOLUTION PROPOSING TO URGE CONGRESS TO ENACT LEGISLATION REGULATING IMPORTING OF LEAD AND ZINC, was read the first time and referred to the Committee on Rules.

S. J. R. No. 18 By Messrs. Kerr, Ashton, and Steen

A RESOLUTION OF THE LEGISLATURE OF THE STATE OF UTAH URGING CONGRESS TO HAVE THE AREA AT PROMONTORY SUMMIT, UTAH, WHERE THE TWO RAILROADS JOINED MADE A NATIONAL MONUMENT, was read the first time and referred to the Committee on Rules.

CONSIDERATION OF BILLS ON THIRD READING

S. *B. No. 29* was read the third time and placed on its final passage.

S. *B. No. 29* then passed on the following roll call:

Yeas, 20; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Ashton, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman,, Jenkins, Kerr, Lloyd, Mantes, Memmott, Miller, Sowards, Stacey and Mr. President.

Absent and not voting: Senators Barlow, Hopkin, Hunter, Schmiett and Steen.

S. *B. No. 29* was transmitted to the House.

S. *B. No. 97* was read the third time and placed on its final passage.

S. *B. No. 97* then passed on the following roll call:

Yeas, 21; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Jenkins, Kerr, Lloyd, Mantes, Memmott, Miller, Sowards, Stacey and Mr. President.

Absent and not voting: Senators Hopkin, Hunter, Schmiett and Steen.

S. *B. No. 97* was transmitted to the House.

CONSIDERATION OF BILLS ON SECOND READING

S. *B. No. 63* was read the second time.

Committee report read and adoped.

S. *B. No. 63* was placed on the Third Reading Calendar on the following roll call:

Yeas, 21; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Barlow, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hunter, Jenkins, Kerr, Lloyd, Mantes, Memmott, Miller, Sowards, Stacey and Mr. President.

Absent and not voting: Senators Ashton, Hopkin, Schmiett and Steen.

S. B. No. 150 was read the second time.

Committee report read and adopted.

S. B. No. 150 was placed on the Third Reading Calendar on the following roll call:

Yeas, 21; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Grover, Hafen, Hammond, Hinton, Holman, Hunter, Jenkins, Kerr, Lloyd, Mantes, Memmott, Miller, Sowards, Stacey and Mr. President.

Absent and not voting: Senators Fowles, Hopkin, Schmiett and Steen.

SPECIAL ORDER

S. B. No. 21, being a Special Order of Business, was before the Senate.

S. B. No. 21 was read the third time and placed on its final passage.

On motion of Senator Lloyd, *S. B. No. 21* was amended as follows:

Page 1, line 3 of the title, strike the words "WITH STATE ASSISTANCE".

Line 6, of the title after the figure "49.5" insert the word "AND", and at the end of line 6, strike "AND 55-10-49.7". Strike all of lines 8, 9, 10, 11, 12, and the first three words of line 13, and insert in lieu thereof "STATE ASSISTANCE TO COUNTIES CONFORMING WITH APPROVED DETENTION STANDARDS".

Page 1, line 9, following the word "children" insert the words "and other children under the age of 18 years who shall be in need of detention care".

Line 11, following the word "the" insert "state department of" and strike the word "de-" at the end of line 11.

Page 2, line 1, strike the word "partment".

Page 2, line 7, following the word "49.5" insert the word "and" and following the word "49.6" strike the words "and 55-10-49.7".

Line 8, strike the words "as follows:".

Page 2, commencing wtih line 9, strike the balance of the bill and insert the following in lieu thereof:

55-10-49.1 County commissioners of each county shall provide or arrange for detention facilities and services in accordance with the provisions of this Act. They may choose three or more citizens with broad child-welfare interests to serve as an advisory board on detention.

55-10-49.2. A county choosing not to maintain detention facilities of its own may contract with another county to render the required detention service. The county so contracting shall pay for each day or fraction thereof that each child from any such county may be retained in detention from the general fund of the county an amount up to 50% of the average per capita daily cost of the detention facility operation as shown by the cost records approved and audited by the department of public welfare for the fiscal period. Where counties contract with each other, the department of public welfare will supplement the payment in a like amount.

55-10-49.3 The state department of public welfare is empowered and directed to give guidance and direction to counties in the establishment and administration of detention centers where counties qualify or desire to qualify hereunder for state financial assistance.

The state department of public welfare is further empowered and directed to initiate, encourage and assist the formation of detention centers in areas including Salt Lake and Weber counties and in other counties of this state where adequate detention facilities do not exist on the effective date of this Act, or where the counties do not themselves undertake to provide adequate detention facilities as contemplated by this Act.

But nothing herein shall relieve such counties from the responsibilities as set forth in Section 55-10-49 herein.

55-10-49.4. State financial assistance up to 50% of the total net expenditure for capital improvements and operation and maintenance of detention facilities by the counties shall be paid by the state, conditioned upon:

a. Approval by the state department of public welfare of the work program to be performed by the detention center for the fiscal year.

c. Approval by the state department of public welfare of facilities and programs providing for, but not limited to:

(1) Adequate security

(2) An adequate guidance program.

Such approval to be determined by reasonable rules to be established by a majority of the commissioners of the state department of public welfare, which reasonable rules may vary between detention centers according to local conditions, and which shall first receive the approval and consent of the Governor.

If a county provides, by purchase or construction, the physical plant required for detention, an equitable figure in lieu of rental may be agreed to by the public welfare department and this may be used in determining the county's costs in which the state shall share.

55-10-49.5. The state department of public welfare may, with the aid of the state building board, assist counties in developing plans intended to provide suitable housing and other physical facilities to meet the detention requirements of any county or group of counties.

Nothing in this Act shall preclude the state department of public welfare from contracting with a county or a group of counties for the use of existing state-owned properties for detention purposes on a fair and reasonable cost basis.

55-10-49.6. There is hereby appropriated from the state general fund not otherwise appropriated, the sum of two-hundred and fifty thousand dollars, or so much thereof as may be necessary, to the department of public welfare to finance the costs of this program for the period ending June 30, 1963.

On motion of Senator Grover, the Senate recessed until 2:00 P.M.

AFTERNOON SESSION

The Senate re-assembled at 2:00 P.M.

President Waddingham in the chair.

REPORTS OF STANDING COMMITTEES

February 13, 1961

Mr. President:

Your Committee on Rules to which has been referred *S. B. No. 5*, pertaining to FILING OF DOMESTIC INSURANCE COMPANIES ARTICLES has examined and carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,

HAVEN J. BARLOW,
Chairman

S. B. No. 5 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

February 13, 1961

Mr. President:

Your Committee on Rules to which has been referred *S. B. No. 6*, pertaining to INDUSTRIAL LOAN CORPORATIONS, has examined and carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,

HAVEN J. BARLOW,
Chairman

S. B. No. 6 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

February 13, 1961

Mr. President:

Your Committee on Rules to which has been referred *S. B. No. 7* pertaining to CREDIT UNIONS, has examined and carefully compared the bill as

passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,

HAVEN J. BARLOW,
Chairman

S. B. No. 7 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

February 13, 1961

Mr. President:

Your Committee on Rules to which has been referred *S. B. No. 8*, pertaining to LOAN AND TRUST COMPANIES, has examined and carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,

HAVEN J. BARLOW,
Chairman

S. B. No. 8 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

February 13, 1961

Mr. President:

Your Committee on Rules to which has been referred *S. B. No. 9*, pertaining to OATH OF BANK OFFICERS, has examined and carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,

HAVEN J. BARLOW,
Chairman

S. B. No. 9 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

February 13, 1961

Mr. President:

Your Committee on Rules to which has been referred *S. B. No. 10*, pertaining to COMMERCIAL AND SAVINGS BANKS, has examined and care-

fully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,

HAVEN J. BARLOW,
Chairman

S. B. No. 10 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

February 13, 1961

Mr. President:

Your Committee on Rules to which has been referred *S. B. No. 11*, pertaining to AGRICULTURAL COOPERATIVES, has examined and carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,

HAVEN J. BARLOW,
Chairman

S. B. No. 11 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

February 13, 1961

Mr. President:

Your Committee on Rules to which has been referred *S. B. No. 12*, pertaining to FEES OF SECRETARY OF STATE, has examined and carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,

HAVEN J. BARLOW,
Chairman

S. B. No. 12 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

February 13, 1961

Mr. President:

Your Committee on Rules to which has been referred *S. B. No. 13*, pertaining to CORPORATION FRAUDS, has examined and carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,

HAVEN J. BARLOW,
Chairman

S. B. No. 13 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

February 13, 1961

Mr. President:

Your Committee on Rules to which has been referred *S. B. No. 14*, pertaining to STOCK ASSESSMENTS, has examined and carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,
HAVEN J. BARLOW,
Chairman

S. B. No. 14 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

February 13, 1961

Mr. President:

Your Committee on Rules to which has been referred *S. B. No. 24*, pertaining to CRIMINAL JUSTICE, has examined and carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,
HAVEN J. BARLOW,
Chairman

S. B. No. 24 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

February 13, 1961

Mr. President:

Your Committee on Rules to which has been referred *S. B. No. 27*, pertaining to INLAND BILLS OF EXCHANGE, has examined and carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,
HAVEN J. BARLOW,
Chairman

S. B. No. 27 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

February 13, 1961

Mr. President:

Your Committee on Rules to which has been referred *S. B. No. 56*, pertaining to UTAH SCHOOL EMPLOYMENT ACT – BOARD, has examined and carefully compared the bill as passed with the enrolled and engrossed

copy and finds it correct, and returns the same for the signature of the President.

Respectfully,

HAVEN J. BARLOW,
Chairman

S. B. No. 56 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

February 13, 1961

Mr. President:

Your Committee on Rules to which has been referred *S. B. No. 92*, pertaining to WITHDRAWING STATE LANDS FROM OIL AND GAS LEASING, has examined and carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,

HAVEN J. BARLOW,
Chairman

S. B. No. 92 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

February 13, 1961

Mr. President:

Your Committee on Salaries to which was referred *S. B. No. 140*, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

E. G. MANTES,
Chairman

Report filed.

S. B. No. 140 was referred to the Sifting Committee.

February 13, 1961

Mr. President:

Your Committee on Salaries to which was referred *S. B. No. 71*, has carefully considered said bill and reports the same out favorably.

Respectfully,

E. G. MANTES,
Chairman

Report filed.

S. B. No. 71 was referred to the Sifting Committee.

February 13, 1961

Mr. President:

Your Committee on Salaries to which was referred *S. B. No. 128*, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

E. G. MANTES,
Chairman

Report filed.

S. B. No. 128 was referred to the Sifting Committee.

February 13, 1961

Mr. President:

Your Committee on Salaries to which was referred *S. B. No. 98*, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

E. G. MANTES,
Chairman

Report filed.

S. B. No. 98 was referred to the Sifting Committee.

Februray 10, 1961

Mr. President:

Your Committee on Agriculture and Irrigation, to which was referred *H. B. No. 40*, by Messrs. K. S. Gardner, Collard, T. D. A. Smith, Manwaring and Pace, has carefully considered said bill and reports the same out favorably.

Respectfully,

LELAND SOWARDS,
Chairman

Report filed.

H. B. No. 40 was referred to the Sifting Committee.

February 13, 1961

Mr. President:

Your Committee on Salaries to which was referred *S. B. No. 30*, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

E. G. MANTES,
Chairman

Report filed.

S. B. No. 30 was referred to the Sifting Committee.

February 13, 1961

Mr. President:

Your Committee on Salaries to which was referred *S. B. No. 84*, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

E. G. MANTES,
Chairman

Report filed.

S. B. No. 84 was referred to the Sifting Committee.

February 13, 1961

Mr. President:

Your Committee on Highways and Aeronautics, to which was referred *H. C. R. No. 1*, by Messrs. Squire, T. D. A. Smith, Aiken, has carefully considered said bill and reports the same out favorably.

Respectfully,

J. FRANCIS FOWLES,
Chairman

Report filed.

H. C. R. No. 1 was referred to the Sifting Committee.

UNFINISHED BUSINESS

S. B. No. 21, being Unfinished Business, was before the Senate.

On motion of Senator Cox, *S. B. No. 21* was amended as follows:

Page 1, line 10, following the word "examination", insert the words "or while awaiting assignment to a home or facility".

On motion of Senator Clegg, *S. B. No. 21* was amended as follows:

In the last paragraph of section 55-10-49.4, following the word "provides", insert the words "or has provided".

On motion of Senator Hafen, *S. B. No. 21* was amended as follows:

In the last paragraph of section 55-10-49.4 following the word "construction" insert the words "or otherwise".

On motion of Senator Browning, *S. B. No. 21* was amended as follows:

On line 2 in the next-to-last paragraph of Section 55-10-49.4 following the word "by" strike the words "a majority of".

On motion of Senator Hafen, *S. B. No. 21* was amended as follows:

In sub-paragraph c. of section 55-10-49.4 strike ", but not limited to:

(1) Adequate security

(2) An adequate guidance prgram"

and insert in lieu thereof the words "adequate security."

S. B. No. 21 then passed on the following roll call:

Yeas, 21; Nays, 2; Absent, 2.

Those voting in the affirmative were: Senators Ashton, Barlow, Bullen, Clegg, Cox, Fowles, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter, Jenkins (explained vote), Kerr, Lloyd, Mantes, Memmott, Miller (explained vote), Sowards, Stacey and Mr. President.

Those voting in the negative were: Senators Browning and Grover.

Absent and not voting: Senators Schmiett and Steen.

S. B. No. 21 was transmitted to the House.

On motion of Senator Hafen, the Senate recessed for 10 minutes.

The Senate re-assembled.

SPECIAL ORDER

S. J. R. No. 9, being a Special Order of Business, was before the Senate.

On motion of Senator Fowles, *S. J. R. No. 9* was made a Special Order of Business for 2:15 P.M., Tuesday, February 14, 1961.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 143 was read the second time.

Committee report read and adopted.

S. B. No. 143 was placed on the Third Reading Calendar on the following roll call:

Yeas, 20; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hammond, Hinton, Holman, Hunter, Jenkins, Kerr, Lloyd, Mantes, Miller, Sowards, Stacey and Mr. President.

Absent and not voting: Senators Hafen, Hopkin, Memmott, Schmiett and Steen.

S. J. R. No. 15 was read the second time.

Committee report read and adopted.

On motion of Senator Hunter, the rules were suspended and *S. J. R. No. 15* was read the third time and placed on its final passage.

S. J. R. No. 15 then passed on the following roll call:

Yeas, 20; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Ashton, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hunter, Jenkins, Kerr, Lloyd, Mantes, Miller, Sowards, Stacey and Mr. President.

Absent and not voting: Senators Barlow, Hopkin, Memmott, Schmiett and Steen.

S. J. R. No. 15 was transmitted to the House.

S. J. R. No. 10 was read the second time.

Committee report read and adopted.

S. J. R. No. 10 was placed on the Third Reading Calendar on the following roll call:

Yeas, 20; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Barlow, Browning, Bullen, Clegg, Cox, Grover, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter, Jenkins, Kerr, Lloyd, Mantes, Miller, Sowards, Stacey and Mr. President.

Absent and not voting: Senators Ashton, Fowles, Memmott, Schmiett and Steen.

S. B. No. 65 was read the second time.

Committee report read and adopted.

On motion of Senator Fowles, the rules were suspended and *S. B. No. 65* was read the third time and placed on its final passage.

S. B. No. 65 then passed on the following roll call:

Yeas, 21; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Barlow, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hunter, Jenkins, Kerr, Lloyd, Mantes, Memmott, Miller, Sowards, Stacey and Mr. President (explained vote).

Absent and not voting: Senators Ashton, Hopkin, Schmiett and Steen.

S. B. No. 65 was transmitted to the House.

S. B. No. 67 was read the second time.

Committee report read and adopted.

S. B. No. 67 was placed on the Third Reading Calendar on the following roll call:

Yeas, 20; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Barlow, Browning, Bullen, Clegg, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter, Jenkins, Kerr, Mantes, Memmott, Miller, Sowards, Stacey and Mr. President.

Absent and not voting: Senators Ashton, Cox, Lloyd, Schmiett and Steen.

On motion of Senator Jenkins, *S. B. No. 67* was made a Special Order of Business for 11:00 A.M., Tuesday, February 14, 1961.

PRESENTATION OF RESOLUTIONS

S. C. R. No. 6 By Messrs. Hopkin, Sowards and Stacey

A CONCURRENT RESOLUTION MEMORIALIZING THE CONGRESS OF THE UNITED STATES TO OPPOSE "NATIONAL PRESERVATION" ACTS, was read the first time and referred to the Committee on Rules.

INTRODUCTION OF BILLS

S. B. No. 237 By Messrs. Barlow and Hinton

AN ACT AMENDING SECTION 21-3-1, UTAH CODE ANNOTATED 1953, RELATING TO AN INCREASE IN FEES CHARGED BY EVERY JUSTICE OF THE PEACE, was read the first time and referred to the Committee on Rules.

S. B. No. 238 By Messrs. Hinton, Kerr and Memmott

AN ACT PROVIDING FOR COMPENSATION TO VENDORS IN THE AMOUNT OF 2% OF SALES TAX COLLECTED FOR EXPENSE IN ACCOUNTING AND REMITTING THE TAX, PROVIDING SUCH DEDUCTION WILL NOT APPLY IF THE TAX IS DELINQUENT, was read the first time and referred to the Committee on Rules.

S. B. No. 239 By Messrs. Mantes and Cox

AN ACT AMENDING SECTION 35-1-104, UTAH CODE ANNOTATED 1953, RELATING TO THE INDUSTRIAL COMMISSION, PROVIDING THAT THE COMMISSION MAY ESTABLISH PRICES FOR PUBLICATIONS AND SELL SAME, was read the first time and referred to the Committee on Rules.

S. B. No. 240 By Messrs. Hinton and Jenkins

AN ACT AUTHORIZING STANDING COMMITTEES OF THE LEGISLATURE TO FUNCTION DURING THE PERIOD BETWEEN SESSIONS OF THE LEGISLATURE, was read the first time and referred to the Committee on Rules.

S. B. No. 241 By Mr. Hopkin

AN ACT AMENDING SECTIONS 20-3-2, 20-3-4, 20-3-8, 20-3-11, 20-3-17, 20-3-18, 20-3-22, 20-3-31, 20-3-33, AND 20-4-3, UTAH CODE ANNOTATED 1953, AND ENACTING NEW SECTIONS TO BE KNOWN AS 20-3-8a, 20-3-13a, 20-3-13b, 20-3-13c, 20-3-13d, 20-3-13e, 20-3-13f, RELATING TO PRIMARY ELECTIONS AND NOMINATINONS OF CANDIDATES BY A SYSTEM OF DIRECT AND RUN OFF PRIMARIES, DEFINING TERMS, OUTLINING PROCEDURES FOR NOMINATING OFFICERS, OUTLINING PROCEDURES AND CONDUCT OF PRIMARY ELECTIONS, PROVIDING FOR COUNTY AND STATE PARTY PLATFORM CONVENTIONS, PROVIDING FOR FILLING OF VACANCIES; AND REPEALING SECTIONS 20-4-4, 20-4-5, 20-4-6, 20-4-7, 20-4-8, 20-4-9, 20-4-10, 20-4-11, AND 20-4-12, UTAH CODE ANNOTATED 1953, AND REPEALING SECTIONS 20-4-9, CHAPTER 42 AND 20-4-11, CHAPTER 43, LAWS OF UTAH 1957, was read the first time and referred to the Committee on Rules.

S. B. No. 242 By Mr. Hafen

AN ACT ENACTING A NEW SECTION TO BE KNOWN AS 67-11-19 A., UTAH CODE ANNOTATED 1953, PROVIDING FOR INSTALLMENT PURCHASE CONTRACTS ON THE ACQUISITION OF LANDS NOW HELD UNDER OPTION FOR ADDITION TO THE WASATCH MOUNTAIN STATE PARK; PLEDGING THE CREDIT OF THE STATE OF UTAH THEREFOR IN THE PRINCIPLE SUM OF NOT TO EXCEED $1,173,648.57 FOR SUCH PURCHASES, was read the first time and referred to the Committee on Rules.

S. B. No. 243 By Messrs. Hinton, Waddingham and Cox

AN ACT AMENDING SECTIONS 59-14-4a, UTAH CODE ANNOTATED 1953, AS ENACTED BY CHAPTER 123, LAWS OF UTAH 1955; SECTION 59-14-5, UTAH CODE ANNOTATED 1953, AS AMENDED BY CHAPTER 124, LAWS OF UTAH 1955 AND CHAPTER 110, LAWS OF UTAH 1959, PROVIDING THAT FEDERAL INCOME TAX SHALL BE EXCEPTED FROM A DEDUCTION FROM GROSS INCOME IN COMPUTING STATE INCOME TAX, was read the first time and referred to the Committee on Rules.
Rules.

S. B. No. 244 By Messrs. Mantes and Cox

AN ACT PROVIDING FOR COMPULSORY PUBLIC LIABILITY INSURANCE IN CONNECTION WITH THE OPERATION OF ELEVATORS AND ESCALATORS IN THE STATE OF UTAH, was read the first time and referred to the Committe on Rules.

S. B. No. 245 By Messrs. Mantes and Cox

AN ACT ENACTING A NEW SECTION TO BE KNOWN AS SECTION 35-7-5, UTAH CODE ANNOTATED 1953, PROVIDING FOR COMPULSORY PUBLIC LIABILITY INSURANCE IN CONNECTION WITH OPERATION OF STEAM BOILERS AND UNFIRED PRESSURE VESSELS, was read the first time and referred to the Committee on Rules.

S. B. No. 246 By Messrs. Hinton, Waddingham and Cox

AN ACT AMENDING SECTIONS 53-34-1, 53-34-3 AND 53-34-5, UTAH CODE ANNOTATED 1953, PERTAINING TO TUITION AND REGISTRATION FEES AT PUBLIC POST-HIGH SCHOOL INSTITUTIONS AND LISTING WEBER COLLEGE AS A SENIOR COLLEGE RATHER THAN A JUNIOR COLLEGE IN EACH INSTANCE, was read the first time and referred to the Committee on Rules.

S. B. No. 247 By Messrs. Grover, Kerr, and Lloyd

AN ACT AMENDING SECTIONS 20-2-6, 20-3-2, 20-3-5, 20-3-8, 20-3-13 AND 20-3-23, UTAH CODE ANNOTATED 1953, AND SECTION 20-3-38, UTAH CODE ANNOTATED 1953, AS AMENDED BY CHAPTER 41, LAWS OF UTAH 1957, RELATING TO THE TIME OF REGISTRATION AND PRIMARY ELECTIONS, was read the first time and referred to the Committee on Rules.

S. B. No. 248 By Messrs. Grover, Kerr, and Lloyd

AN ACT AMENDING SECTIONS 20-4-2, 20-4-3, AND 20-4-7, UTAH CODE ANNOTATED 1953, AND SECTION 20-4-9, UTAH CODE ANNOTATED 1953, AS AMENDED BY CHAPTER 42, LAWS OF UTAH 1957, RELATING TO THE TIME OF STATE AND COUNTY ORGANIZING AND NOMINATING CONVENTIONS AND THE TIME FOR FILING A DECLARATION OF CANDIDACY FOR AN ELECTIVE OFFICE, was read the first time and referred to the Committee on Rules.

S. B. No. 249 By Messrs. Cox and Mantes

AN ACT AMENDING SECTION 53-7-4, UTAH CODE ANNOTATED 1953, RELATING TO AMOUNTS TO BE APPORTIONED TO THE JUNIOR COLLEGES, UNIVERSITY OF UTAH, AND UTAH STATE UNIVERSITY, PROVIDING FOR THE FINANCING OF GEOLOGICAL AND MINERALOGICAL SURVEYS, was read the first time and referred to the Committee on Rules.

On motion of Senator Clegg, the Senate adjourned until 10:00 A.M., Tuesday, February 14, 1961.

THIRTY-SEVENTH DAY

MORNING SESSION

February 14, 1961

The Senate was called to order at 10:00 A.M. President Waddingham in the chair.

Roll Call – All Senators present except Senators Browning and Hafen.

The Prayer was offered by the Chaplain.

February 14, 1961

Mr. President:

Your Committee on Revision of the Journal respectfully reports that we have read the Journal for the thirty-sixth day and find it correct with minor

amendments noted on the final copy.

Respectfully,
BENNIE SCHMIETT,
Chairman

Report adopted and filed.

COMMUNICATIONS FROM THE HOUSE

February 13, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 96*, entitled, NAME–COLLEGE OF EASTERN UTAH, and the same is transmitted herewith for your action.

Respectfully,
T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 96 was read the first time and referred to the Committee on Education.

February 13, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 30*, entitled, HISTORICAL SOCIETY REVOLVING FUND, and the same is transmitted herewith for your action.

Respectfully,
T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 30 was read the first time and referred to the Committee on State and Federal Affairs.

February 13, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 56*, entitled, COUNTY RECORDER FEES, and the same is transmitted herewith for your action.

Respectfully,
T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 56 was read the first time and referred to the Committee on Political Subdivisions.

February 13, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 43*, entitled, SUPERVISION BY MOTOR VEHICLE DEALERS ASS'N, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 43 was read the first time and referred to the Committee on State and Federal Affairs.

REPORTS OF STANDING COMMITTEES

February 13, 1961

Mr. President:

Your Committee on Public Health, Welfare and Institutions, to which was referred *S. B. No. 172*, by Messrs. Ashton, Fowles and Clegg, has carefully considered said bill and reports the same out favorably.

Respectfully,

VERNON L. HOLMAN,
Chairman

Report filed.

S. B. No. 172 was referred to the Sifting Committee.

February 14, 1961

Mr. President:

Your Committee on Public Health, Welfare and Institutions, to which was referred *S. B. No. 173*, by Messrs. Cox, Hunter and Schmiett, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

VERNON L. HOLMAN,
Chairman

Report filed.

S. B. No. 173 was referred to the Sifting Committee.

February 14, 1961

Mr. President:

Your Committee on Public Health, Welfare and Institutions, to which was referred *S .B. No. 181*, by Mr. Barlow, has carefully considered said bill and reports the same out favorably.

Respectfully,

VERNON L. HOLMAN,
Chairman

Report filed.

S. B. No. 181 was referred to the Sifting Committee.

February 14, 1961

Mr. President:

Your Committee on State, Federal, Military Affairs and Civil Defense, to which was referred *S. B. No. 178*, by Messrs. Hopkin and Hunter, has carefully considered said bill and reports the same out favorably.

Respectfully,

BRUCE S. JENKINS,
Chairman

Report filed.

S. B. No. 178 was referred to the Sifting Committee.

February 14, 1961

Mr. President:

Your Committee on State, Federal, Military Affairs and Civil Defense, to which was referred *S. B. No. 200*, by Messrs. Waddingham, Hopkin and Ashton, has carefully considered said bill and reports the same out favorably.

Respectfully,

BRUCE S. JENKINS,
Chairman

Report filed.

S. B. No. 200 was referred to the Sifting Committee.

February 13, 1961

Mr. President:

Your Committee on Rules to which has been referred *S. J. R. No. 1* pertaining to SAVINGS BOND PROGRAM has examined and carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,

HAVEN J. BARLOW,
Chairman

S. J. R. No. 1 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

February 13, 1961

Mr. President:

Your Rules Committee, to which were referred

S. B. No. 222 Revenue and Taxation

S. B. No. 223 Appropriations

S. B. No. 224	Judiciary
S. B. No. 225	Judiciary
S. B. No. 226	State, Federal, & Military Affairs & Civil Defense
S. B. No. 227	Political Subdivisions
S. B. No. 228	Business and Commerce
S. B. No. 229	Revenue and Taxation
S. B. No. 230	Judiciary
S. B. No. 231	Highways and Aeronautics
S. B. No. 232	Public Health, Wefare and Institutions
S. B. No. 233	State, Federal, & Military Affairs & Civil Defense
S. B. No. 234	Fish and Game
S. B. No. 235	State, Federal, & Military Affairs & Civil Defense
S. J. R. No. 17	Education
S. J. R. No. 18	State, Federal, & Military Affairs & Civil Defense
S. C. R. No. 5	State, Federal, & Military Affairs & Civil Defense

reports the same back with a few minor changes assented to by the authors and recommends the same be printed.

Respectfully,

HAVEN J. BARLOW,
Chairman

Report adopted and filed.

The above bills were ordered printed and referred to the committees indicated.

February 14, 1961

Mr. President:

Your Sifting Committee reports out the following bills to take their place on the Second Reading Calendar in the order named:

S. B. Nos. 94, 87, 134, 156, 102, 90, and 148.

Respectfully,

R. LA VAUN COX,
Chairman

CONSIDERATION OF BILLS ON THIRD READING

S. B. No. 63 was read the third time and placed on its final passage.

On motion of Senator Jenkins, *S. B. No. 63* was amended as follows:

On page 2, line 23, following the word "indebtedness", insert the following words, "including the bonded indebtedness of county service areas and special improvement districts".

S. B. No. 63 then passed on the following roll call:

Yeas, 20; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Ashton, Barlow, Clegg, Cox, Fowles, Grover, Hammond, Hinton, Holman, Hopkin, Hunter, Jenkins, Kerr, Mantes, Memmott, Schmiett, Sowards, Stacey, Steen and Mr. President.

Absent and not voting: Senators Browning, Bullen, Hafen, Lloyd and Miller.

S. B. No. 63 was transmitted to the House.

S. B. No. 150 was read the third time and placed on its final passage.

On motion of Senator Lloyd, the Senate resolved itself into a Committee of the Whole.

Mr. Leland W. Flint appeared before the Committee of the Whole.

On motion of Senator Lloyd, the Committee of the Whole was dissolved.

S. B. No. 150 then passed on the following roll call:

Yeas, 22; Nays, 0; Absent, 3.

Those voting in the affirmative were: Senators Ashton, Barlow, Bullen, Clegg, Cox, Fowles, Grover, Hammond, Hinton, Holman, Hopkin, Hunter, Jenkins, Kerr, Lloyd, Mantes, Miller, Schmiett, Sowards, Stacey, Steen and Mr. President.

Absent and not voting: Senators Browning, Hafen and Memmott.

S. B. No. 150 was transmitted to the House.

S. B. No. 143 was read the third time and placed on its final passage.

On motion of Senator Hinton, *S. B. No. 143* was amended as follows:

On page 2, beginning on line 8 and continuing on line 9, strike the sentence, "There is hereby appropriated from the general fund the sum of $5,000 for the use of the governor-elect,".

S. B. No. 143 then passed on the following roll call:

Yeas, 21; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Ashton, Barlow, Bullen, Clegg, Cox, Grover, Hammond, Hinton, Holman, Hopkin, Hunter, Jenkins, Kerr, Lloyd, Mantes, Miller, Schmiett, Sowards, Stacey, Steen and Mr. President.

Absent and not voting: Senators Browning, Fowles, Hafen and Memmott.

S. B. No. 143 was transmitted to the House.

S. J. R. No. 10 was read the third time and placed on its final passage.

S. J. R. No. 10 then passed on the following roll call:

Yeas, 21; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Ashton, Barlow, Bullen, Clegg, Cox, Grover, Hammond, Hinton, Holman, Hopkin, Hunter, Jenkins, Kerr, Lloyd, Mantes, Miller, Schmiett, Sowards, Stacey, Steen and Mr. President.

Absent and not voting: Senators Browning, Fowles, Hafen and Memmott.

S. J. R. No. 10 was transmitted to the House.

REPORTS OF STANDING COMMITTEES

February 14, 1961

Mr. President:

Your Committee on Appropriations, to which was referred *S. B. No. 155*, by Mr. Miller, has carefully considered said bill and reports the same out favorably with the following amendments:

That the figure $56,745.00 be deleted and the figure $50,000.00 be inserted in lieu thereof in Line 1 of the title.

That the figure $56,745.00 be deleted on line 3 and the figure $50,000.00 be inserted in lieu thereof.

Respectfully,

ALONZO F. HOPKIN,
Chairman

On motion of Sentor Hopkin, the rules were suspended and the Senate voted to now consider *S. B. No. 155*.

S. B. No. 155 was read the second time.

Committee report read and adopted.

On motion of Senator Hopkin, the rules were suspended and *S. B. No. 155* was read the third time and placed on its final passage.

S. B. No. 155 then passed on the following roll call:

Yeas, 21; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Ashton, Barlow, Bullen, Clegg, Cox, Grover, Hammond, Hinton, Holman, Hopkin, Jenkins, Kerr, Lloyd, Mantes, Memmott, Miller, Schmiett, Sowards, Stacey, Steen and Mr. President.

Absent and not voting: Senators Browning, Fowles, Hafen and Hunter.

S. B. No. 155 was transmitted to the House.

SPECIAL ORDER

S. B. No. 67, being a Special Order of Business, was before the Senate.

S. B. No. 67 was read the third time and placed on its final passage.

On motion of Senator Lloyd, the Senate resolved itself into a Committee of the Whole.

Mr. Tom McCoy and Mayor Welch appeared before the Committee of the Whole.

On motion of Senator Grover, the Committee of the Whole was dissolved.

On motion of Senator Waddingham, *S. B. No. 67* was amended as follows:

Insert a new Section 42 to read:

> Section 42. The Secretary of State shall within thirty days after this bill is enacted into law notify each "employer", as defined herein, of the passage of this act and enclose together with the notice a copy of Section 6 hereof; said notice to be given by certified mail with return receipt requested.

Renumber the sections following Section 42 accordingly.

On motion of Senator Hinton, *S. B. No. 67* was amended as follows:

Page 12, line 5, following the word "stock" insert the following words: "Or Securities of any open-end or closed-end management type Investment Company or Investment Trust, and participation in common Trust Funds,".

S. B. No. 67 then passed on the following roll call:

Yeas, 23; Nays, 0; Absent, 2.

Those voting in the affirmative were: Senators Ashton, Barlow, Bullen, Clegg, Cox, Fowles, Grover, Hammond, Hinton, Holman, Hopkin, Hunter, Jenkins, Kerr, Lloyd, Mantes, Memmott, Miller, Schmiett, Sowards, Stacey, Steen and Mr. President.

Absent and not voting: Senators Browning and Hafen.

S. B. No. 67 was transmitted to the House.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 94 was read the second time.

Committee report read and adopted.

On motion of Senator Grover, the Senate recessed until 2:00 P.M.

AFTERNOON SESSION

The Senate re-assembled at 2:00 P.M.

President Waddingham in the chair.

UNFINISHED BUSINESS

S. B. No. 94, being Unfinished Business, was before the Senate.

S. B. No. 94 then failed to place on the Third Reading Calendar on the following roll call:

Yeas, 4; Nays, 17; Absent, 4.

Those voting in the affirmative were: Senators Grover, Hinton, Hunter and Schmiett.

Those voting in the negative were: Senators Ashton, Barlow, Clegg, Cox, Fowles, Hammond, Holman, Jenkins, Kerr, Lloyd, Mantes, Memmott, Miller, Sowards, Stacey, Steen and Mr. President.

Absent and not voting: Senators Browning, Bullen, Hafen and Hopkin.

Senator Memmott gave notice that on the next legislative day he would move for re-consideration of *S. B. No. 94*.

SPECIAL ORDER

S. J. R. No. 9, being a Special Order of Business, was before the Senate.

Senator Fowles, with the aid of five Senators, requested a Call of the Senate. Senators Kerr, Hafen, Hopkin, and Memmott were absent without leave.

On motion of Senator Fowles, the Call of the Senate was lifted.

S. J. R. No. 9 then passed on the following roll call:

Yeas, 18; Nays, 5; Absent, 2.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Hammond, Hinton, Holman, Hunter, Mantes, Memmott, Miller, Schmiett, Sowards, Stacey and Steen.

Those voting in the negative were: Senators Grover, Jenkins, Kerr, Lloyd and Mr. President (explained vote).

Absent and not voting: Senators Hafen and Hopkin.

S. J. R. No. 9 was transmitted to the House.

On motion of Senator Kerr, the Senate recessed for 10 minutes.

The Senate re-assembled.

COMMUNICATIONS FROM THE HOUSE

February 14, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *S. B. No. 5*, FILING OF DOMESTIC INSURANCE COMPANIES ARTICLES, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 5 was transmitted to the Governor.

February 14, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House,

S. B. No. 6, INDUSTRIAL LOAN CORPORATIONS, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 6 was transmitted to the Governor.

February 14, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *S. B. No. 7*, CREDIT UNIONS, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 7 was transmitted to the Governor.

February 14, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *S. B. No. 8*, LOAN AND TRUST COMPANIES, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 8 was transmitted to the Governor.

February 14, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *S. B. No. 9*, OATH OF BANK OFFICERS, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 9 was transmitted to the Governor.

February 14, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *S. B. No. 10*, COMMERCIAL AND SAVINGS BANKS, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 10 was transmitted to the Governor.

February 14, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *S. B. No. 11*, AGRICULTURAL COOPERATIVES, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 11 was transmitted to the Governor.

February 14, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *S. B. No. 12*, FEES OF SECRETARY OF STATE, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 12 was transmitted to the Governor.

February 14, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House,

S. B. No. 13, CORPORATION FRAUDS, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 13 was transmitted to the Governor.

February 14, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *S. B. No. 14*, STOCK ASSESSMENTS, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 14 was transmitted to the Governor.

February 14, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *S. B. No. 24*, CRIMINAL JUSTICE, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 24 was transmitted to the Governor.

February 14, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *S. B. No. 27*, INLAND BILLS OF EXCHANGE, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 27 was transmitted to the Governor.

February 14, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *S. B. No. 56*, UTAH SCHOOL EMPLOYMENT ACT – BOARD, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 56 was transmitted to the Governor.

February 14, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *S. B. No. 92*, WITHDRAWING STATE LANDS FROM OIL & GAS LEASING, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 92 was transmitted to the Governor.

COMMUNICATIONS FROM THE GOVERNOR

February 14, 1961

Honorable Thorpe Waddingham
President of the Senate
and
Members of the Senate
34th Utah Legislature

Gentlemen:

I am returning herewith *Senate Bill 53* entitled "AN ACT REQUIRING REASONABLE UNDERSTANDING OF AMERICAN HISTORY AND POLITICAL AND ECONOMIC INSTITUTIONS AS A CONDITION OF GRADUATION FROM STATE SUPPORTED UNIVERSITIES AND COLLEGES" without my signature and without my approval.

I am vetoing this measure somewhat reluctantly, as I am wholly in sympathy with the idea that American students should be versed in American history and American economic and political institutions. However, I am unable to approve the bill as passed for the following reasons:

1. I do not believe curricula and graduation requirements should be written into law. This would be an unnecessary usurpation of the prerogatives of the Boards of Control and administrative offices of the various institutions, which now have the authority to fix requirements for graduation and which could include the provisions incorporated in Senate Bill 53 if they so desired. If a precedent is established for legislating curricular requirements, there is no telling what might follow.

2. The requirements of Senate Bill 53 would increase the costs of operation of our institutions at a time when we are forced to budget most carefully; a check of our degree-granting institutions indicates they would be required to hire additional faculty members to meet the requirements of Senate Bill 53, although they differ widely on their estimates of what the additional cost would be.

3. The requirements of Senate Bill 53 might do harm to our foreign relations and to the cause of international understanding. I believe an exchange of students between the United States and foreign nations, particularly those nations subscribing to different ideologies than our own, is one of our best hopes to improve international understanding and enhance the prospects of world peace. At first glance, it might appear desirable to require foreign students in our universities to study American history and institutions. But let us look at the situation in reverse: Would we accept a foreign requirement that American students abroad pass tests in the history and particularly the political and economic institutions and systems of other nations, which are different from our own? Could we therefore reasonably expect students from other lands to accept such a requirement here?

Again let me stress that I am in sympathy with the aims of Senate Bill 53 and trust that everything reasonably possible will be done to encourage students in American institutions to become well versed in American history, institutions and economics.

Yours sincerely,

GEORGE D. CLYDE,
Governor

Senator Fowles, with the aid of five Senators, requested a Call of the Senate.

Senators Cox, Browning, Hunter, Hafen, Memmott, Hopkin and Miller were absent without leave.

On motion of Senator Grover, the Call of the Senate was lifted.

On motion of Senator Kerr, the Senate voted to consider *S. B. No. 53* at this time.

The Senate voted and failed to pass *S. B. No. 53* over the Governor's veto by the following roll call:

Yeas, 11; Nays, 11; Absent, 3.

Those voting in the affirmative were: Senators Barlow, Bullen, Hinton, Holman, Hunter, Lloyd (explained vote), Mantes, Miller, Schmiett, Stacey and Steen.

Those voting in the negative were: Senators Ashton, Browning, Clegg, Cox, Fowles, Grover, Hammond, Jenkins, Kerr, Sowards and Mr. President.

Absent and not voting: Senators Hafen, Hopkin and Memmott.

S. B. No. 53 was ordered field.

The House and Governor were notified that the Senate sustained the Governor's veto.

COMMUNICATIONS FROM THE HOUSE

February 14, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the Senate and House, *S. B. No. 3*, FORESTRY AND WILDLAND FIRE PROTECTION, and the same is returned herewith for your further action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

On motion of Senator Clegg, the Senate concurred in the House amendments of *S. B. No. 3*.

S. B. No. 3 then passed on the following roll call:

Yeas, 18; Nays, 0; Absent, 7.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Fowles, Grover, Hammond, Hinton, Holman, Jenkins, Kerr, Lloyd, Schmiett, Sowards, Stacey, Steen and Mr. President.

Absent and not voting: Senators Cox, Hafen, Hopkin, Hunter, Mantes, Memmott and Miller.

S. B. No. 3 was referred to the Committee on Rules to be enrolled and engrossed.

February 14, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed under suspension of the rules, *H. J. R. No. 20*, entitled, A JOINT

RESOLUTION OF THE HOUSE OF REPRESENTATIVES AND THE SENATE OF THE STATE OF UTAH EXPRESSING CONGRATULATIONS TO DR. STERLING M. McMURRIN FOR HIS APPOINTMENT TO NATIONAL OFFICE, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. J. R. No. 20 was read the first time.

On motion of Senator Kerr, the rules were suspended and *H. J. R. No. 20* was read the second and third times and placed on its final passage.

H. J. R. No. 20 then passed on the following roll call:

Yeas, 17; Nays, 0; Absent, 8.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Fowles, Grover, Hammond, Hinton, Holman, Kerr, Lloyd, Schmiett, Sowards, Stacey, Steen and Mr. President.

Absent and not voting: Senators Cox, Hafen, Hopkin, Hunter, Jenkins, Mantes, Memmott and Miller.

H. J. R. No. 20 was returned to the House.

February 14, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed under suspension of the rules, *H. J. R. No. 21*, entitled, A JOINT RESOLUTION PROPOSING TO THE CONGRESS OF THE UNITED STATES THAT UTAH BE CONSIDERED AS A LOCATION FOR A NATIONAL CEMETERY, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. J. R. No. 21 was read the first time and referred to the Committee on State, Federal, and Military Affairs and Civil Defense.

February 14, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed under suspension of the rules, *H. J. R. No. 22*, entitled, A JOINT

RESOLUTION OF THE HOUSE OF REPRESENTATIVES AND THE SENATE OF THE STATE OF UTAH EXPRESSING CONGRATULATIONS TO ALLAN M. WEST FOR HIS APPOINTMENT TO THE STAFF OF THE NATIONAL EDUCATION ASSOCIATION, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. J. R. No. 22 was read the first time.

On motion of Senator Fowles, the rules were suspended and *H. J. R. No. 22* was read the second and third times and placed on its final passage.

H. J. R. No. 22 then passed on the following roll call:

Yeas, 19; Nays, 0; Absent, 6.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hammond, Hinton,, Holman,, Jenkins, Kerr, Lloyd, Schmiett, Sowards, Stacey, Steen and Mr. President.

Absent and not voting: Senators Hafen, Hopkin, Hunter, Mantes, Memmott and Miller.

H. J. R. No. 22 was returned to the House.

February 14, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed under suspension of the rules, *H. J. R. No. 19*, entitled, A JOINT RESOLUTION RELATING TO THE CONSTRUCTION OF FACILITIES FOR PROPER DRAINAGE, SEWAGE, TRUNK LINES AND SEWAGE DISPOSAL IN SALT LAKE CITY, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. J. R. No. 19 was read the first time.

On motion of Senator Browning, the rules were suspended and *H. J. R. No. 19* was read the second and third times and placed on its final passage.

H. J. R. No. 19 then passed on the following roll call:

Yeas, 18; Nays, 0; Absent, 7.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Clegg, Cox, Fowles, Grover, Hammond, Hinton, Holman, Jenkins, Kerr, Lloyd, Schmiett, Sowards, Stacey, Steen and Mr. President.

Absent and not voting: Senators Bullen, Hafen, Hopkin, Hunter, Mantes, Memmott and Miller.

H. J. R. No. 19 was returned to the House.

February 13, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 77*, by Mr. Rawlings, entitled, EXEMPTING REGISTRATION OF BOAT TRAILERS, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 77 was read the first time and referred to the Committee on State, Federal, and Military Affairs and Civil Defense.

On motion of Senator Browning, the Senate voted to invite Dr. and Mrs. Sterling McMurrin and Dr. A. Ray Olpin to address the Senate.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 87 was read the second time.

Committee report read and adopted.

On motion of Senator Clegg, the rules were suspended and *S. B. No. 87* was read the third time and placed on its final passage.

S. B. No. 87 then passed on the following roll call:

Yeas, 17; Nays, 0; Absent, 8.

Those voting in the affirmative were: Senators Ashton, Browning, Bullen, Clegg, Cox, Fowles, Hammond, Hinton, Holman, Jenkins, Kerr, Lloyd, Memmott, Schmiett, Sowards, Stacey and Steen.

Absent and not voting: Senators Barlow, Grover, Hafen, Hopkin, Hunter, Mantes, Miller and Mr. President.

S. B. No. 87 was transmitted to the House.

S. B. No. 134 was read the second time.

Committee report read and adopted.

On motion of Senator Fowles, the Senate resolved itself into a Committee of the Whole.

Mr. Franklin Matheson appeared before the Committee of the Whole.

On motion of Senator Fowles, the Committee of the Whole was dissolved.

On motion of Senator Fowles, *S. B. No. 134* was amended as follows:

Page 13, line 5, change the figure "230" to "1230".

Page 13, line 6, change the figure "13" to "15".

On motion of Senator Fowles, *S. B. No. 134* was amended as follows:

Insert at the end of line 20 of the title, "AMENDING SECTION 27-6-19, UTAH CODE ANNOTATED 1953, AS AMENDED BY CHAPTER 45, LAWS OF UTAH 1953, PROVIDING FOR THE DELETION OF ROUTE 180."

At the end of page 13, insert the following:

"27-6-19. The following named roads are designated as state roads:

(a) Route 171. From route 1 south of Salt Lake City east via Thirty-third South Street to Wasatch Boulevard thence northerly to route 4 in Parley's Canyon.

(b) Route 172. From route 65 in Emigration Canyon to Pinecrest.

(c)

(d) Route 174. From Taylorsville on route 68 easterly via Fifty-eighth South Street to Holladay Boulevard thence southerly to Knudsens Corner.

(e) Route 175. From route 1 in Ogden north via Grant Avenue and twenty-first street to route 1.

(f) Route 176. From route 1 in Salt Lake City south via Second West and Ninth South to route 1.

(g) Route 177. From route 1 in Provo south via Fifth West and Third South to route 1.

(h) Route 178. From route 36 in Tooele easterly to International Smelter.

(i) Route 179. From route 36 south of Tooele Westerly to Bauer.

[(j) Route 180. From route 73 northwesterly to Ophir.]"

S. B. No. 134 was placed on the Third Reading Calendar on the following roll call:

Yeas, 18; Nays, 0; Absent, 7.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hammond, Hinton, Holman, Jenkins, Kerr, Lloyd, Schmiett, Sowards, Stacey and Steen.

Absent and not voting: Senators Hafen, Hopkin, Hunter, Mantes, Memmott, Miller and Mr. President.

On motion of Senator Fowles, *S. B. No. 134* was made a Special Order of Business for 2:15 P.M., Thursday, February 16, 1961.

On motion of Senator Grover, the Senate adjourned until 9:00 A.M., Wednesday, February 15, 1961.

THIRTY-EIGHTH DAY

MORNING SESSION

February 15, 1961

The Senate was called to order at 9:00 A.M. President Waddingham in the chair.

Roll Call – All Senators present except Senators Bullen, Jenkins, Lloyd, and Steen, excused, and Senators Hopkin, Miller, and Stacey.

The Prayer was offered by the Chaplain.

On motion of Senator Grover, the Senate recessed until 2:00 P.M.

AFTERNOON SESSION

The Senate re-assembled at 2:00 P.M.

President Waddingham in the chair.

February 15, 1961

Mr. President:

Your Committee on Revision of the Journal respectfully reports that we have read the Journal for the thirty-seventh day and find it correct with minor amendments noted on the final copy.

Respectfully,
BENNIE SCHMIETT,
Chairman

Report adopted and filed.

COMMUNICATIONS FROM THE HOUSE

February 15, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed under suspension of the rules, *H. C. R. No. 4*, entitled, A CONCURRENT RESOLUTION URGING THE PEOPLE OF THIS WORLD TO OBSERVE FEBRUARY 17, 1961 AS A DAY OF PRAYER FOR WORLD PEACE, and the same is transmitted herewith for your action.

Respectfully,
T. H. McMULLIN,
Chief Clerk

Communication filed.

H. C. R. No. 4 was read the first time.

On motion of Senator Hunter, the rules were suspended and *H. C. R. No. 4* was read the second and third times and placed on its final passage.

H. C. R No. 4 then passed on the following roll call:

Yeas, 19; Nays, 0; Absent, 6.

Those voting in the affirmative were: Senators Barlow, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hunter, Kerr, Mantes, Memmott, Schmiett, Sowards, Stacey and Steen.

Absent and not voting: Senators Ashton, Hopkin, Jenkins, Lloyd, Miller and Mr. President.

H. C. R. No. 4 was returned to the House.

REPORTS OF STANDING COMMITTEES

February 14, 1961

Mr. President:

Your Committee on Revenue and Taxation, to which was referred

S. B. No. 182, by Mr. Miller, has carefully considered said bill and reports the same out without recommendation.

Respectfully,
FRANK M. BROWNING,
Chairman

Report filed.

S. B. No. 182 was referred to the Sifting Committee.

February 14, 1961

Mr. President:

Your Committee on Revenue and Taxation, to which was referred *H. B. No. 63*, by Messrs. K. S. Gardner, Memmott, Burningham, Williams, and Mrs. Ballif, has carefully considered said bill and reports the same out without recommendation.

Respectfully,
FRANK M. BROWNING,
Chairman

Report filed.

H. B .No. 63 was referred to the Sifting Committee.

February 14, 1961

Mr. President:

Your Committee on Labor, to which was referred *H. B. No. 66*, by Messrs. Jenkins, Brusatto, Brockbank, W. S. Evans and F. W. Gunnell, has carefully considered said bill and reports the same out without recommendation.

Respectfully,
WENDELL GROVER,
Chairman

Report filed.

H. B. No. 66 was referred to the Sifting Committee.

February 15, 1961

Mr. President:

Your Committee on Political Subdivisions, to which was referred *S. B. No. 120*, by Messrs. Barlow and Kerr, has carefully considered said bill and reports the same out without recommendation.

Respectfully,
R. LA VAUN COX,
Chairman

Report filed.

S. B. No. 120 was referred to the Sifting Committee.

February 15, 1961

Mr. President:

Your Committee on Political Subdivisions, to which was referred *S. B. No. 146*, by Messrs. Steen and Mantes, has carefully considered said bill and reports the same out favorably.

Respectfully,

R. LA VAUN COX,
Chairman

Report filed.

S. B. No. 146 was referred to the Sifting Committee.

February 15, 1961

Mr. President:

Your Committee on Political Subdivisions, to which was referred *H. B. No. 56*, by Mrs. Vance, T. D. A. Smith, Dickson, Mrs. Ballif, and Mr. Buringham, has carefully considered said bill and reports the same out favorably.

Respectfully,

R. LA VAUN COX,
Chairman

Report filed.

H. B. No. 56 was referred to the Sifting Committee.

February 15, 1961

Mr. President:

Your Committee on Political Subdivisions, to which was referred *H. B. No. 8*, by Messrs. Wilkinson, Squire, Brockbank and K. W. Gardner, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

R. LA VAUN COX,
Chairman

Report filed.

H. B. No. 8 was referred to the Sifting Committee.

February 15, 1961

Mr. President:

Your Committee on Political Subdivisions, to which was referred *H. B. No. 65*, by Mrs. Vance, T. D. A. Smith, Dickson, Mrs. Ballif and Mr. Burningham, has carefully considered said bill and reports the same out favorably.

Respectfully,

R. LA VAUN COX,
Chairman

Report filed.

H. B. No. 65 was referred to the Sifting Committee.

February 15, 1961

Mr. President:

Your Sifting Committee reports out the following bills to take their place on the Second Reading Calendar in the order named:

H. B. Nos. 5, 6, 23, 40, 114, H. C. R. No. 1, H. B. No. 66.

Respectfully,

R. LA VAUN COX,
Chairman

Report adopted and filed.

CONSIDERATION OF BILLS ON THIRD READING

H. B. No. 51 was before the Senate on Third Reading.

On motion of Senator Grover, *H. B. No. 51* was amended as follows:

On line 7, following the word "all", strike the word "other" and insert in lieu thereof the word "nonresident".

On line 8, strike the word "a" and following the word "nonresident" insert the word "citizens".

H. B. No. 51 then passed on the following roll call:

Yeas, 18; Nays, 0; Absent, 7.

Those voting in the affirmative were: Senators Barlow, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hammond, Hinton, Holman, Hopkin, Hunter, Kerr, Memmott, Schmiett, Sowards, Stacey and Steen.

Absent and not voting: Senators Ashton, Hafen, Jenkins, Lloyd, Mantes, Miller and Mr. President.

H. B. No. 54, having been read the third time, was before the Senate.

H. B. No. 54 then passed on the following roll call:

Yeas, 15; Nays, 1; Absent, 9.

Those voting in the affirmative were: Senators Browning, Bullen, Clegg, Cox, Fowles, Grover, Hammond, Hinton, Holman, Hopkin, Hunter, Kerr, Memmott, Schmiett and Steen.

Voting in the negative was Senator Sowards.

Absent and not voting: Senators Ashton, Barlow, Hafen, Jenkins, Lloyd, Mantes, Miller, Stacey and Mr. President.

H. B. No. 54 was returned to the House.

On motion of Senator Grover, the Senate's action on *H. B. No. 51* was reconsidered.

On motion of Senator Grover, *H. B. No. 51* was amended as follows:

On line 4, strike "has resided in the" and insert in lieu thereof the words "is a resident of the".

On line 5, strike the words "15 years prior thereto".

On line 7, strike the word "resident" and insert in lieu thereof the word "citizen".

H. B. No. 51 then passed on the following roll call:

Yeas, 16, Nays, 0; Absent 9.

Those voting in the affirmative were: Senators Browning, Bullen, Clegg, Fowles, Grover, Hammond, Hinton, Holman, Hopkin, Hunter, Kerr, Memmott, Schmiett, Sowards, Steen and Mr. President.

Absent and not voting: Senators Ashton, Barlow, Cox, Hafen, Jenkins, Lloyd, Mantes, Miller and Stacey.

H. B. No. 51 was returned to the House.

On motion of Senator Fowles, *S. B. No. 36* was made a Special Order of Business for 2:30 P.M., Thursday, February 16, 1961.

CONSIDERATION OF BILLS ON SECOND READING

H. B. No. 5 was read the second time.

Committee report read and adopted.

H. B. No. 5 was placed on the Third Reading Calendar on the following roll call:

Yeas, 13; Nays, 2; Absent, 10.

Those voting in the affirmative were: Senators Browning, Bullen, Clegg, Fowles, Grover, Hammond, Hinton, Hopkin, Kerr, Schmiett, Sowards, Steen and Mr. President.

Those voting in the negative were: Senators Holman and Hunter.

Absent and not voting: Senators Ashton, Barlow, Cox, Hafen, Jenkins, Lloyd, Mantes, Memmott, Miller and Stacey.

H. B. No. 6 was read the second time.

Committee report read and adopted.

H. B. No. 6 was placed on the Third Reading Calendar on the following roll call:

Yeas, 14; Nays, 0; Absent, 11.

Those voting in the affirmative were: Senators Barlow, Browning, Bullen, Clegg, Fowles, Hammond, Hinton, Holman, Hunter, Kerr, Schmiett, Sowards, Steen and Mr. President.

Absent and not voting: Senators Ashton, Cox, Grover, Hafen, Hopkin, Jenkins, Lloyd, Mantes, Memmott, Miller and Stacey.

H. B. No. 23 was read the second time.

Committee report read and adopted.

On motion of Senator Hopkin, *H. B. No. 23* was made a Special Order of Business for 2:30 P.M., Wednesday, February 22, 1961.

H. B. No. 40 was read the second time.

Committee report read and adopted.

H. B. No. 40 was placed on the Third Reading Calendar on the following roll call:

Yeas, 16, Nays, 0; Absent 9.

Those voting in the affirmative were: Senators Browning, Bullen, Clegg, Fowles, Grover, Hammond, Hinton, Holman, Hopkin, Hunter, Kerr, Memmott, Schmiett, Sowards, Steen and Mr. President.

Absent and not voting: Sentors Ashton, Barlow, Cox, Hafen, Jenkins, Lloyd, Mantes, Miller and Stacey.

H. B. No. 114 was read the second time.

Committee report read and adopted.

H. B. No. 114 was placed on the Third Reading Calendar on the following roll call:

Yeas, 17; Nays, 0; Absent, 8.

Those voting in the affirmative were: Senators Browning, Bullen, Clegg, Cox, Fowles, Grover, Hammond, Hinton, Holman, Hopkin, Hunter, Kerr, Memmott, Schmiett, Sowards, Steen and Mr. President.

Absent and not voting: Senators Ashton, Barlow, Hafen, Jenkins, Lloyd, Mantes, Miller and Stacey.

On motion of Senator Memmott, the Senate's action on *S. B. No. 94* was reconsidered.

On motion of Senator Memmott, *S. B. No. 94* was tabled.

H. C. R. No. 1 was read the second time.

Committee report read and adopted.

H. C. R. No. 1 was placed on the Third Reading Calendar on the following roll call:

Yeas, 18; Nays, 0; Absent, 7.

Those voting in the affirmative were: Senators Ashton, Browning, Bullen, Clegg, Cox, Fowles, Hammond, Hinton, Holman, Hopkin, Hunter, Kerr, Memmott, Schmiett, Sowards, Stacey, Steen and Mr. President.

Absent and not voting: Senators Barlow, Grover, Hafen, Jenkins, Lloyd, Mantes and Miller.

H. B. No. 66 was read the second time.

Committee report read and adopted.

On motion of Senator Steen, the rules were suspended and *H. B. No. 66* was read the third time and placed on its final passage.

H. B. No. 66 then passed on the following roll call:

Yeas, 18; Nays, 0; Absent, 7.

Those voting in the affirmative were: Senators Ashton, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hammond, Hinton, Holman, Hopkin, Hunter, Kerr, Schmiett, Sowards, Stacey, Steen and Mr. President.

Absent and not voting: Senators Barlow, Hafen, Jenkins, Lloyd, Mantes, Memmott and Miller.

H. B. No. 66 was returned to the House.

REPORTS OF STANDING COMMITTEES

February 15, 1961

Mr. President:

Your Sifting Committee reports out the following bills to take their place on the Second Reading Calendar in the order named:

H. B. Nos 56 and 65.

S. B. Nos. 156, 102, 90, 148.

Respectfully,

R. LA VAUN COX,
Chairman

Report adopted and filed.

On motion of Senator Cox, the Senate recessed for 10 minutes.

The Senate re-assembled.

CONSIDERATION OF BILLS ON SECOND READING

H. B. No. 56 was read the second time.

Committee report read and adopted.

On motion of Senator Grover, the rules were suspended and *H. B. No. 56* was read the third time and placed on its final passage.

H. B. No. 56 then passed on the following roll call:

Yeas, 18; Nays, 0; Absent, 7.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hammond, Hinton, Holman, Hunter, Kerr, Memmott, Schmiett, Sowards, Stacey and Steen.

Absent and not voting: Senators Hafen, Hopkin, Jenkins, Lloyd, Mantes, Miller and Mr. President.

H. B. No. 56 was returned to the House.

H. B. No. 65 was read the second time.

Committee report read and adopted.

On motion of Senator Grover, the rules were suspended and *H. B. No. 65* was read the third time and placed on its final passage.

H. B. No. 65 then passed on the following roll call:

Yeas, 17; Nays, 0; Absent, 8.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hammond, Hinton, Holman, Hopkin, Hunter, Kerr, Sowards, Sacey and Steen.

Absent and not voting: Senators Hafen, Jenkins, Lloyd, Mantes, Memmott, Miller, Schmiett and Mr. President.

H. B. No. 65 was returned to the House.

S. B. No. 156 was read the second time.

Committee report read and adopted.

S. B. No. 156 was placed on the Third Reading Calendar on the following roll call:

Yeas, 19; Nays, 0; Absent, 6.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hammond, Hinton, Holman, Hopkin, Hunter, Kerr, Memmott, Schmiett, Sowards, Stacey and Steen.

Absent and not voting: Senators Hafen, Jenkins, Lloyd, Mantes, Miller, and Mr. President.

S. B. No. 102 was read the second time.

Committee report read and adopted.

On motion of Senator Sowards, *S. B. No. 102* was amended as follows:

Page 4, line 23, strike the word "exclusively".

Page 5, line 15, delete "within a radius of 50 miles and".

Page 5, strike lines 11 and 12.

Page 5, line 13, strike "(j)" and insert "(i)".

Page 7, between lines 9 and 10 after the committee amendment, insert:

> Provided further, any qualified person while applying the science of animal nutrition or animal breeding, shall be exempt from the provisions of this act. A person shall be considered qualified within the meaning of this paragraph if he is a graduate of an institution of higher learning with a degree in animal science, and has completed specialized training in the activity for which the exemption is claimed.

Renumber succeeding sections accordingly.

On motion of Senator Steen, *S. B. No. 102* was amended as follows:

Strike the words of the Sowards' amendment of Section 11 that read "is a graduate of an institution of higher learning with a degree in animal science, and".

S. B. No. 102 was placed on the Third Reading Calendar on the following roll call:

Yeas, 17; Nays, 2; Absent, 6.

Those voting in the affirmative were: Senators Ashton, Barlow, Bullen, Clegg, Cox, Fowles, Grover, Hammond, Hinton, Hopkin, Kerr, Memmott, Schmiett, Sowards, Stacey, Steen and Mr. President.

Those voting in the negative were: Senators Holman and Hunter.

Absent and not voting: Senators Browning, Hafen, Jenkins, Lloyd, Mantes and Miller.

S. B. No. 90 was read the second time.

Committee report read and adopted.

S. B. No. 90 was placed on the Third Reading Calendar on the following roll call:

Yeas, 19; Nays, 0; Absent, 6.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hammond, Hinton, Holman, Hopkin, Hunter, Kerr, Schmiett, Sowards, Stacey, Steen and Mr. President.

Absent and not voting: Senators Hafen, Jenkins, Lloyd, Mantes,, Memmott and Miller.

S. B. No. 148 was read the second time.

Committee report read and adopted.

S. B. No. 148 was placed on the Third Reading Calendar on the following roll call:

Yeas, 18; Nays, 0; Absent, 7.

Those voting in the affirmative were: Senators Ashton, Barlow, Bullen, Clegg, Cox, Fowles, Grover, Hammond, Hinton, Holman, Hopkin, Hunter, Kerr, Memmott, Sowards, Stacey, Steen and Mr. President.

Absent and not voting: Senators Browning, Hafen, Jenkins, Lloyd, Mantes, Miller and Schmiett.

COMMUNICATIONS FROM THE HOUSE

February 15, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. C. R. No. 4*, entitled, A CONCURRENT RESOLUTION URGING THE PEOPLE OF THIS WORLD TO OBSERVE FEBRUARY 17, 1961 AS A DAY OF PRAYER FOR WORLD PEACE, and the same is transmitted herewith for the signature of the President.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. C. R. No. 4 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

February 14, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the Senate, *S. B. No. 20*, entitled, NON-RESIDENT FISHING LICENSES, and the same is returned herewith for your further action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 20 was referred to the Committee on Rules to be enrolled and engrossed.

February 14, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *S. B. No. 57*, entitled, UTAH SCHOOL EMPLOYEES' ACT – MAXIMUMS, and the same is returned herewith for your further action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 57 was referred to the Committee on Rules to be enrolled and engrossed.

February 15, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 13*, entitled, CONTRACTORS LICENSE FUND, and the same is transmitted herewith for the signature of the President.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 13 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

February 15, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 22*, entitled, MATCHING FEDERAL EDUCATION FUNDS, and the same is transmitted herewith for the signature of the President.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 22 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

February 15, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 45*, entitled, MECHANICS LIENS ATTORNEY'S FEES, and the same is transmitted herewith for the signature of the President.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 45 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

February 15, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House,

H. B. No. 32, entitled, ATTORNEY FEES, CORRUPT PRACTICES, and the same is transmitted herewith for the signature of the President.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 32 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

February 15, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 18*, entitled, ATTORNEYS FEES – CONTRACTORS BONDS, and the same is transmitted herewith for the signature of the President.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 18 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

February 15, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 42*, entitled, WAGE SUITS – ATTORNEY'S FEES, and the same is transmitted herewith for the signature of the President.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 42 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

February 15, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House,

H. B. No. 68, entitled, ELECTION SUPPLIES, and the same is transmitted herewith for the signature of the President.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 68 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

February 15, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 112*, entitled, CLOSING POLLS AT 7:00 P.M., and the same is transmitted herewith for the signature of the President.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 112 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

February 15, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *S. J. R. No. 1*, SAVINGS BOND PROGRAM, and the same is forwarded herewith for transmission to the Secretary of State.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. J. R. No. 1 was transmitted to the Secretary of the State.

February 15, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 57*, by Mr. Wilkinson, entitled, QUALITY OF BRAKE FLUID, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 57 was read the first time and referred to the Committee on Highways and Aeronautics.

February 15, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 76*, by Mr. Lundell, entitled, INJUNCTION BY INDUSTRIAL COMMISSION, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 76 was read the first time and referred to the Committee on Labor.

February 15, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 136*, entitled, APPROPRIATE $58,391.78 TO VEHICLE CONTROL FUND, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 136 was read the first time and referred to the Committee on Appropriations.

February 15, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 64*, by Mr. Wilkinson, entitled, RAISING MOTOR VEHICLE INSPECTION FEE, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 64 was read the first time and referred to the Committee on Revenue and Taxation.

February 15, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed as amended by the House, *H. B. No. 74*, entitled, EXEMPTING

FEDERAL HIGHWAY CONTRACTORS, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 74 was read the first time and referred to the Committee on Highways and Aeronautics.

February 15, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed under suspension of the rules, *H. J. R. No. 17*, entitled, URGING CREATION OF A NATIONAL MONUMENT AT PROMONTORY SUMMIT, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. J. R. No. 17 was read the first time and referred to the Committee on State, Federal, and Military Affairs and Civil Defense.

February 13, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 1*, by Mrs. Vance, entitled, COMMUNITY MENTAL HEALTH, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 1 was read the first time and referred to the Committee on Public Health, Welfare and Institutions.

February 13, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 3*, by Mrs. Vance, entitled, STATE MENTAL HEALTH, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 3 was read the first time and referred to the Committee on Public Health, Welfare and Institutions.

February 15, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 49*, entitled, TRANSCRIPTS BY COURT REPORTERS, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 49 was read the first time and referred to the Committee on Judiciary.

February 15, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 137*, by Mr. K. S. Gardner, entitled, SMOKING IN PUBLIC CONVEYANCES, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 137 was read the first time and referred to the Committee on Public Health, Welfare and Institutions.

On motion of Senator Fowles, the Senate adjourned until 10:00 A.M., Thursday, February 16, 1961.

THIRTY-NINTH DAY

MORNING SESSION

February 16, 1961

The Senate was called to order at 10:00 A.M. President Waddingham in the chair.

Roll Call — All Senators present.

The Prayer was offered by the Chaplain.

February 16, 1961

Mr. President:

Your Committee on Revision of the Journal respectfully reports that we have read the Journal for the thirty-eighth day and find it correct with minor amendments noted on the final copy.

Respectfully,
BENNIE SCHMIETT,
Chairman

Report adopted and filed.

COMMUNICATIONS FROM THE HOUSE

February 15, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 134*, entitled, PERMIT STATE TREASURER TO INVEST IN MUNICIPAL BONDS TO FINANCE MINER'S HOSPITAL, and the same is transmitted herewith for your action.

Respectfully,
T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 134 was read the first time and referred to the Committee on State, Federal, and Military Affairs and Civil Defense.

REPORTS OF STANDING COMMITTEES

February 15, 1961

Mr. President:

Your Committee on Judiciary, to which was referred *H. B. No. 212*, by Messrs. Anderson, Crump and Rawlings, has carefully considered said bill and reports the same out favorably.

Respectfully,
SHERMAN P. LLOYD,
Chairman

Report filed.

H. B. No. 212 was referred to the Sifting Committee.

February 15, 1961

Mr. President:

Your Committee on Revenue and Taxation, to which was referred *S. B. No. 183*, by Mr. Jenkins, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

FRANK M. BROWNING,
Chairman

Report filed.

S. B. No. 183 was referred to the Sifting Committee.

February 15, 1961

Mr. President:

Your Committee on Highways and Aeronautics, to which was referred *S. B. No. 203*, by Messrs. Hammond and Mantes, has carefully considered said bill and reports the same out favorably.

Respectfully,

J. FRANCIS FOWLES,
Chairman

Report filed.

S. B. No. 203 was referred to the Sifting Committee.

February 15, 1961

Mr. President:

Your Committee on Highways and Aeronautics, to whch was referred *S. B. No. 196*, by Mr. Jenkins, has carefully considered said bill and reports the same out favorably.

Respectfully,

J. FRANCIS FOWLES,
Chairman

Report filed.

S. B. No. 196 was referred to the Sifting Committee.

February 16, 1961

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 166*, by Messrs. Hafen and Hinton, has carefully considered said bill and reports the same out favorably.

Respectfully,

SHERMAN P. LLOYD,
Chairman

Report filed.

S. B. No. 166 was referred to the Sifting Committee.

REPORTS OF SPECIAL COMMITTEES

February 16, 1961

Mr. President:

Your Sifting Committee reports out the following bills to take their place on the Second Reading Calendar in the order named:

S. B. Nos. 135, 136, 113, 129, 178, 28, 32, 145, 115, and 166.

Respectfully,

R. LA VAUN COX,
Chairman

Report adopted and filed.

CONSIDERATION OF BILLS ON THIRD READING

H. B. No. 5 was read the third time and placed on its final passage.

H. B. No. 5 then passed on the following roll call:

Yeas, 19; Nays, 0; Absent, 6.

Those voting in the affirmative were: Senators Barlow, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Kerr, Lloyd, Miller, Schmiett, Sowards, Stacey, Steen and Mr. President.

Absent and not voting: Senators Ashton, Hopkin, Hunter, Jenkins, Mantes and Memmott.

H. B. No. 5 was returned to the House.

H. B .No. 6 was read the third time and placed on its final passage.

H. B. No. 6 then passed on the following roll call:

Yeas, 20; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Barlow, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Jenkins, Kerr, Lloyd, Miller, Schmiett, Sowards, Stacey, Steen and Mr. President.

Absent and not voting: Senators Ashton, Hopkin, Hunter, Mantes and Memmott.

H. B. No. 6 was returned to the House.

H. B. No. 40 was read the third time and placed on its final passage.

H. B. No. 40 then passed on the following roll call:

Yeas, 21; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Jenkins, Kerr, Lloyd, Miller, Schmiett, Sowards, Stacey, Steen and Mr. President.

Absent and not voting: Senators Hopkin, Hunter, Mantes and Memmott.

H. B. No. 40 was returned to the House.

H. B. No. 114 was read the third time and placed on its final passage.

H. B. No. 114 then passed on the following roll call:

Yeas, 21; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Jenkins, Kerr, Lloyd, Miller, Schmiett, Sowards, Stacey, Steen and Mr. President.

Absent and not voting: Senators Hopkin, Hunter, Mantes and Memmott.

H. B. No. 114 was returned to the House.

H. C. R. No. 1 was read the third time and placed on its final passage.

On motion of Senator Kerr, *H. C. R. No. 1* retained its position on the Third Reading Calendar.

S. B. No. 156 was read the third time and placed on its final passage.

S. B. No. 156 then passed on the following roll call:

Yeas, 20; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Ashton, Barlow, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Jenkins, Kerr, Lloyd, Miller, Schmiett, Sowards, Stacey, Steen and Mr. President.

Absent and not voting: Senators Browning, Hopkin, Hunter, Mantes and Memmott.

S. B. No. 156 was transmitted to the House.

S. B. No. 102 was read the third time and placed on its final passage.

On motion of Senator Sowards, *S. B. No. 102* was amended as follows:

Page 5, line 13, strike the words, "domestic farm".

S. B. No. 102 then passed on the following roll call:

Yeas, 20; Nays, 4; Absent, 1.

Those voting in the affirmative were: Senators Ashton, Browning, Bullen, Clegg, Fowles, Grover, Hafen, Hammond, Hinton, Hopkin, Jenkins, Kerr, Lloyd, Mantes, Miller, Schmiett, Sowards, Stacey, Steen and Mr. President.

Those voting in the negative were: Senators Barlow, Cox, Holman and Hunter.

Absent and not voting: Senator Memmott.

S. B. No. 90 was read the third time and placed on its final passage.

S. B. No. 90 then passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 1.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter, Jenkins, Kerr, Lloyd, Mantes, Miller, Schmiett, Sowards, Stacey, Steen and Mr. President.

Absent and not voting: Senator Memmott.

S. B. No. 90 was transmitted to the House.

S. B. No. 148 was read the third time and placed on its final passage.

S. B. No. 148 then passed on the following roll call:

Yeas, 21; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hopkin, Jenkins, Kerr, Lloyd, Schmiett, Sowards, Stacey, Steen and Mr. President.

Absent and not voting: Senators Hunter, Mantes, Memmott and Miller.

S. B. No. 148 was transmitted to the House.

On motion of Senator Kerr, the rules were suspended and the Senate voted to now consider *H. C. R. No. 1.*

On motion of Senator Kerr, *H. C. R. No. 1* was amended as follows:

Beginning on line 15, insert the words:

BE IT FURTHER RESOLVED that a copy of this resolution be sent to the American Automobile Manufacturers Association.

H. C. R. No. 1 then passed on the following roll call:

Yeas, 22; Nays, 0; Absent, 3.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter, Jenkins, Kerr, Lloyd, Miller, Schmiett, Sowards, Stacey, Steen and Mr. President.

Absent and not voting: Senators Grover, Mantes and Memmott.

H. C. R. No. 1 was returned to the House.

On motion of Senator Browning, the Senate resolved itself into a Committee of the Whole.

Dr. A. Ray Olpin and Dr. and Mrs. Sterling McMurrin appeared before the Committee of the Whole.

On motion of Senator Browning, the Committee of the Whole was dissolved.

On motion of Senator Kerr, the Senate's action on *S. B. No. 102* was reconsidered and *S. B. No. 102* was placed on Third Reading Calendar.

On motion of Senator Cox, the Senate recessed until 2:00 P.M.

AFTERNOON SESSION

The Senate re-assembled at 2:00 P.M.

President Waddingham in the chair.

On motion of Senator Kerr, the Senate recessed to meet with the House to hear a report from the Merit Council.

The Senate re-assembled.

Upon the motion of Senator Hopkin, the rules were suspended and the time limit was extended indefinitely for the Appropriations Committee to offer their final report.

REPORTS OF STANDING COMMITTEES

February 15, 1961

Mr. President:

Your Rules Committee, to which were referred

S. B. No. 236	Political Subdivisions
S. B. No. 237	Judiciary
S. B. No. 238	Revenue and Taxation
S. B. No. 239	State and Federal Affairs
S. B. No. 240	State and Federal Affairs
S. B. No. 241	State and Federal Affairs
S. B. No. 242	Appropriations
S. B. No. 243	Revenue and Taxation
S. B. No. 244	Business and Commerce
S. B. No. 245	Business and Commerce
S. B. No. 246	Education
S. B. No. 247	State and Federal Affairs
S. B. No. 248	State and Federal Affairs
S. B. No. 249	Education
S. C. R. No. 6	Fish and Game

reports the same back with a few minor changes assented to by the authors and recommends the same be printed.

Respectfully,

HAVEN J. BARLOW,
Chairman

Report adopted and filed.

The above bills were ordered printed and referred to the committees indicatd.

S. B. No. 102, having been reconsidered, was before the Senate on Third Reading.

On motion of Senator Bullen, *S. B. No. 102* was amended as follows:

Following the last word of Section 11, change the period to a comma, and add the following words, "as established by regulation by the representative committee."

S. B. No. 102 then passed on the following roll call:

Yeas, 17; Nays, 1; Absent, 7.

Those voting in the affirmative were: Senators Ashton, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter, Kerr, Sowards, Stacey, Steen and Mr. President.

Voting in the negative was Senator Barlow.

Absent and not voting: Senators Browning, Jenkins, Lloyd, Mantes, Memmott, Miller and Schmiett.

S. B. No. 102 was transmitted to the House.

SPECIAL ORDER

S. B. No. 134, being a Special Order of Business, was before the Senate.

On motion of Senator Fowles, the Senate resolved itself into a Committee of the Whole.

Mr. G. Taylor Burton appeared before the Committee of the Whole.

On motion of Senator Fowles, the Committee of the Whole was dissolved.

S. B. No. 134 was read the third time and placed on its final passage.

S. B. No. 134 then passed on the following roll call:

Yeas, 21; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter, Jenkins, Kerr, Lloyd, Sowards, Stacey, Steen and Mr. President.

Absent and not voting: Senators Mantes, Memmott, Miller and Schmiett.

S. B. No. 134 was transmitted to the House.

SPECIAL ORDER

S. B. No. 36, being a Special Order of Business, was before the Senate.

On motion of Senator Hopkin, *S. B. No. 36* was tabled.

REPORTS OF STANDING COMMITTEES

February 16, 1961

Mr. President:

Your Committee on Rules to which has been referred *S. B. No. 20*, pertaining to NONRESIDENT FISHING LICENSES, has examined and carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,
HAVEN J. BARLOW,
Chairman

S. B. No. 20 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

February 16, 1961

Mr. President:

Your Committe on Rules to which has been referred *S. B. No. 3*, pertaining to FORESTRY AND WILDLAND FIRE PROTECTION, has examined and carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,
HAVEN J. BARLOW,
Chairman

S. B. No. 3 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

February 16, 1961

Mr. President:

Your Committee on Rules to which has been referred *S. B. No. 57*, pertaining to UTAH SCHOOL EMPLOYEES' ACT – MAXIMUMS, has examined and carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,
HAVEN J. BARLOW,
Chairman

S. B. No. 57 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

February 16, 1961

Mr. President:

Your Committee on State, Federal, and Military Affairs and Civil Defense, to which was referred *S. B. No. 139*, by Messrs. Steen and Mantes, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

BRUCE S. JENKINS,
Chairman

Report filed.

S. B. No. 139 was referred to the Sifting Committee.

February 16, 1961

Mr. President:

Your Committee on State, Federal, and Military Affairs and Civil Defense, to which was referred *S. B. No. 198*, by Messrs. Hinton and Steen, has carefully considered said bill and reports the same out favorably.

Respectfully,

BRUCE S. JENKINS,
Chairman

Report filed.

S. B. No. 198 was referred to the Sifting Committee.

February 16, 1961

Mr. President:

Your Committee on State, Federal, and Military Affairs and Civil Defense, to which was referred *H. B. No. 113*, by Mrs. Vance and Brockbank, has carefully considered said bill and reports the same out favorably.

Respectfully,

BRUCE S. JENKINS,
Chairman

Report filed.

H. B. No. 113 was referred to the Sifting Committee.

February 16, 1961

Mr. President:

Your Committee on State, Federal, and Military Affairs and Civil Defense, to which was referred *S. B. No. 206*, by Messrs. Barlow and Hopkins, has carefully considered said bill and reports the same out favorably.

Respectfully,

BRUCE S. JENKINS,
Chairman

Report filed.

S. B. No. 206 was referred to the Sifting Committee.

February 16, 1961

Mr. President:

Your Committee on State, Federal, and Military Affairs and Civil Defense, to which was referred *S. B. No. 197*, by Mr. Schmiett (By Request), has carefully considered said bill and reports the same out without recommendation.

Respectfully,

BRUCE S. JENKINS,
Chairman

Report filed.

S. B. No. 197 was referred to the Sifting Committee.

February 16, 1961

Mr. President:

Your Committee on State, Federal, and Military Affairs and Civil Defense, to which was referred *S. B. No. 194*, by Mr. Jenkins, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

BRUCE S. JENKINS,
Chairman

Report filed.

S. B. No. 194 was referred to the Sifting Committee.

February 16, 1961

Mr. President:

Your Committee on State, Federal, and Military Affairs and Civil Defense, to which was referred *S. B. No. 187*, by Mr. Browning, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

BRUCE S. JENKINS,
Chairman

Report filed.

S. B. No. 187 was referred to the Sifting Committee.

February 16, 1961

Mr. President:

Your Committee on State, Federal, and Military Affairs and Civil Defense, to which was referred *H. B. No. 101*, by Mrs. Vance, Messrs. Halladay, Newell, Mrs. Woolsey and Mr. K. S. Gardner, has carefully considered said bill and reports the same out favorably.

Respectfully,

BRUCE S. JENKINS,
Chairman

Report filed.

H. B. No. 101 was referred to the Sifting Committee.

February 16, 1961

Mr. President:

Your Committee on State, Federal, and Military Affairs and Civil Defense, to which was referred *H. B. No. 99*, by Mrs. Vance, Messrs. Halladay, Newell and Mrs. Woolsey, has carefully considered said bill and reports the same out favorably.

Respectfully,

BRUCE S. JENKINS,

Report filed. Chairman

H. B. No. 99 was referred to the Sifting Committee.

February 16, 1961

Mr. President:

Your Committee on State, Federal, and Military Affairs and Civil Defense, to which was referred *H. B. No. 43*, by Messrs. Rawlings and Squire, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

BRUCE S. JENKINS,

Report filed. Chairman

H. B. No. 43 was referred to the Sifting Committee.

February 16, 1961

Mr. President:

Your Committee on State, Federal, and Military Affairs and Civil Defense, to which was referred *H. B. No. 30*, by Messrs. G. D. Taylor, Rawlings and C. A. Taylor, has carefully considered said bill and reports the same out favorably.

Respectfully,

BRUCE S. JENKINS,

Report filed. Chairman

H. B. No. 30 was referred to the Appropriations Committee.

February 16, 1961

Mr. President:

Your Committee on Public Health, Welfare and Institutions, to which was referred *S. B. No. 211*, by Mr. Lloyd, has carefully considered said bill and reports the same out favorably.

Respectfully,

VERNON L. HOLMAN,

Report filed. Chairman

S. B. No. 211 was referred to the Sifting Committee.

February 16, 1961

Mr. President:

Your Committee on Public Health, Welfare and Institutions, to which was referred *S. B. No. 213*, by Mr. Steen, has carefully considered said bill and reports the same out without recommendation.

Respectfully,
VERNON L. HOLMAN,
Chairman

Report filed.

S. B. No. 213 was referred to the Sifting Committee.

February 16, 1961

Mr. President:

Your Committee on Education, to which was referred *S. B. No. 207*, by Messrs. Clegg and Hinton, has carefully considered said bill and reports the same out without recommendation.

Respectfully,
HARVARD R. HINTON,
Chairman

Report filed.

S. B. No. 207 was referred to the Sifting Committee.

February 16, 1961

Mr. President:

Your Committee on Education, to which was referred *S. B. No. 158*, by Messrs. Bullen and Hinton, has carefully considered said bill and reports the same out without recommendation.

Respectfully,
HAVARD R. HINTON,
Chairman

Report filed.

S. B. No. 158 was referred to the Sifting Committee.

February 16, 1961

Mr. President:

Your Committee on Education, to which was referred *H. B. No. 62*, by Mrs. Ballif, Mrs. Vance, Messrs. Evans, Harward, and Aiken, has carefully considered said bill and reports the same out without recommendation.

Respectfully,
HAVARD R. HINTON,
Chairman

Report filed.

H. B. No. 62 was referred to the Sifting Committee.

February 16, 1961

Mr. President:

Your Committee on Education, to which was referred *H. B. No. 96*, by Messrs. Williams, Costello, Larson, Hebertson and Dalton, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

HAVARD R. HINTON,
Chairman

Report filed.

H. B. No. 96 was referred to the Sifting Committee.

February 16, 1961

Mr. President:

Your Committee on Revenue and Taxation, to which was referred *H. B. No. 64*, by Messrs. Wilkinson, Brockbank, Sheffield and F. W. Gunnell, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

FRANK M. BROWNING,
Chairman

Report filed.

H. B. No. 64 was referred to the Sifting Committee.

COMMUNICATIONS FROM THE GOVERNOR

February 16, 1961

Honorable Thorpe Waddingham
President, Utah State Senate

Dear President Waddingham:

This is to advise that this day Governor Clyde has signed into law the following bills, which have been forwarded to the Secretary of State for filing.

S. B. 92, Pertaining to Withdrawing Certain State Lands from Leasing

Yours sincerely,

LAURENCE J. BURTON,
Administrative Assistant

Communication filed.

COMMUNICATION

The Senate is in receipt of a communiaction from Lamont F. Toronto, Secretary of State, informing the Senate Mr. Harold Russel, National Commander of Amvets, will be in Utah on February 23, 1961, and at the Senate's request will address the Senate.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 135 was read the second time.

Committee report read and adopted.

On motion of Senator Clegg, the rules were suspended and *S. B. No. 135* was read the third time and placed on its final passage.

S. B. No. 135 then passed on the following roll call:

Yeas, 23; Nays, 0; Absent, 2.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter, Kerr, Lloyd, Mantes, Memmott, Schmiett, Sowards, Stacey, Steen and Mr. President.

Absent and not voting: Senators Jenkins and Miller.

S. B. No. 135 was transmitted to the House.

S. B. No. 136 was read the second time.

Committee report read and adopted.

On motion of Senator Lloyd, the rules were suspended and *S. B. No. 136* was read the third time and placed on its final passage.

S. B. No. 136 then passed on the following roll call:

Yeas, 21; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hunter, Lloyd, Mantes, Memmott, Schmiett, Sowards, Stacey, Steen and Mr. President.

Absent and not voting: Senators Hopkin, Jenkins, Kerr and Miller.

S. B. No. 136 was transmitted to the House.

S. *B. No. 113* was read the second time.

Committee report read and adopted.

On motion of Senator Browning, S. *B. No. 113* was amended as follows:

Page 6, line 3, substitute $100 for $250.

Page 6, line 7, substitute $100 for $250.

Page 7, line 10 and line 11, delete the sentence "Any application not acted upon within six months from the date of filing shall be deemed denied," and substitute therefor the following: "All applications, including applications for branches, shall be acted upon within six months from the date of filing; provided, that the bank commissioner on written application made before the expiration of such period and for good cause shown may extend the date for acting upon such applications for an additional period of not to exceed six months".

Page 9, line 17, delete the words "or employee".

On motion of Senator Lloyd, S. *B. No. 113* was amended as follows:

Page 6, line 32, following the word "corporation," insert the following words, "or an application to establish a branch".

S. *B. No. 113* was placed on the Third Reading Calendar on the following roll call:

Yeas, 21; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hopkin, Lloyd, Mantes, Memmott, Schmiett, Sowards, Stacey, Steen and Mr. President.

Absent and not voting: Senators Hunter, Jenkins, Kerr and Miller.

COMMUNICATIONS FROM THE HOUSE

Mr. President: February 16, 1961

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 55*, entitled, FEES OF REGISTRATION AGENTS, and the same is transmitted herewith for the signature of the President.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 55 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

February 16, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 12*, entitled, SPECIALTY CONTRACTORS, and the same is transmitted herewith for the signature of the President.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 12 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

February 16, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. J. R. No. 19*, entitled, A RELATING TO THE CONSTRUCTION OF FACILITIES FOR PROPER DRAINAGE, SEWAGE, TRUNK LINES AND SEWAGE DISPOSAL, and the same is transmitted herewith for the signature of the President.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. J. R. No. 19 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Secretary of State.

February 16, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. J. R. No. 7*, entitled, A CONDOLENCE TO LELAND W. REDD IN THE LOSS OF HIS WIFE, ALICE H. REDD, and the same is transmitted herewith for the signature of the President.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. J. R. No. 7 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Secretary of State.

February 15, 1961

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 10th day of February, 1961, approve and transmit to the Secretary of State, H. B. Nos.

H. B. No. 9 AERONAUTICAL REGULATION ACT

H. B. No. 7 VOCATIONAL SCHOOL FUNDS

H. B. No. 10 COMMERCIAL FLIGHT OPERATORS

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

February 16, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day concurred in Senate amendments to and passed *H. B. No. 51*, ALIEN HUNTING LICENSES.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

February 16, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day rejected, as amended by the Senate *S. B. No. 37*, LIVESTOCK SLAUGHTERING, and the same is returned herewith for your further action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 37 was ordered filed.

February 16, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *S. B. No. 25*, MOTOR FUEL TAX, and the same is returned herewith for your further action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

On motion of Senator Fowles, the Senate concurred in the House amendments.

S. B. No. 25 then passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 1.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter, Kerr, Lloyd, Mantes, Memmott, Miller, Schmiett, Sowards, Stacey, Steen and Mr. President.

Absent and not voting: Senator Jenkins.

S. B. No. 25 was referred to the Committee on Rules to be enrolled and engrossed.

February 16, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *S. J. R. No. 6*, entitled, REVENUE AND TAXATION, and the same is returned herewith for your further action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. J. R. No. 6 was referred to the Committee on Rules to be enrolled and engrossed.

February 16, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *S. B. No. 55*, entitled, UTAH SCHOOL EMPLOYEES' RETIREMENT ACT—INS., and the same is returned herewith for your further action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 55 was referred to the Committee on Rules to be enrolled and engrossed.

February 16, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *S. B. No. 76*, entitled, COUNTY SURVEYORS' FEES, and the

same is returned herewith for your further action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 76 was referred to the Committee on Rules to be enrolled and engrossed.

On motion of Senator Cox, the Senate resolved itself into Executive Session.

On motion of Senator Cox, the Senate resolved itself into Regular Session.

Upon motion of Senator Cox, the Senate did advise and consent to the following appointments:

BUSINESS REGULATION COMMISSION

Hal S. Bennett for a six-year term to expire March 1, 1967.

ADVISORY COUNCIL FOR THE DEAF AND BLIND SCHOOL

Trace Turner for a five-year term to expire March 1, 1966.

FINANCE COMMISSION

Clair R. Hopkin for a six-year term to expire March 1, 1967.

UTAH STATE HISTORICAL SOCIETY

Joel Ricks for a four-year term to expire April 1, 1965.

INDUSTRIAL COMMISSION

Otto Wiesley for a six-year term to expire March 1, 1967.

STATE LIBRARY COMMISSION

Ralph D. Thomas, Miss Lucy Phillips, and Mrs. Dan Jones for six-year terms to expire July 1, 1967.

HIGHWAY PATROL CIVIL SERVICE COMMISSION

Darrel Welling for a four-year term to expire January 1, 1965.

STATE ROAD COMMISSION

Ernest Balch and Francis Feltch for six-year terms to expire April 1, 1967.

STATE ENGINEER

Wayne D. Criddle for a four-year term to expire March 1, 1965.

UTAH STATE UNIVERSITY BOARD OF TRUSTEES

David W. Evans and Ralph S. Blackham for four-year terms to expire July 1, 1965.

UNIVERSITY OF UTAH BOARD OF REGENTS

Royden G. Derrick, Rendell N. Mabey, and Mrs. A. U. Miner for four-year terms to expire July 1, 1965.

INSTITUTE OF FINE ARTS

Farrell R. Collett for a four-year term to expire June 30, 1965.

TOURIST AND PUBLICITY COUNCIL

Darrell Greenwell, Andrew Pace, and Conley Watts for four-year terms to expire July 1, 1965.

STATE FAIR BOARD

H. Reuben Reynolds for a four year term to expire July 1, 1965.

On motion of Senator Grover, the Senate adjourned until 10:00 A.M., Friday, February 17, 1961.

FORTIETH DAY

MORNING SESSION

February 17, 1961

The Senate was called to order at 10:00 A.M. President Waddingham in the chair.

Roll Call — All Senators present.

The Prayer was offered by the Rev. Donald Christensen.

February 17, 1961

Mr. President:

Your Committee on Revision of the Journal respectfully reports that we have read the Journal for the thirty-ninth day and find it correct with minor amendments noted on the final copy.

Respectfully,

BENNIE SCHMIETT,
Chairman

Report adopted and filed.

COMMUNICATIONS FROM THE HOUSE

February 16, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *S. J. R. No. 15*, entitled, ELECTORS FOR PRESIDENT AND VICE PRESIDENT FOR DISTRICT OF COLUMBIA, and the same is returned herewith for your further action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. J. R. No. 15 was referred to the Committee on Rules to be enrolled and engrossed.

February 16, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, *H. B. No. 245*, entitled, APPROPRIATION – JOB STUDY, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 245 was read the first time.

On motion of Senator Hunter, the rules were suspended and *H. B. No. 245* was read the second and third times and placed on its final passage.

H. B. No. 245 then passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 0.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter, Jenkins, Kerr, Lloyd, Mantes, Memmott, Miller, Schmiett, Sowards, Stacey, Steen and Mr. President.

H. B. No. 245 was returned to the House.

COMMUNICATION

February 17, 1961

The Honorable Thorpe Waddingham
President of the Senate
State of Utah
State Capitol Building
Salt Lake City, Utah

Dear Mr. President:

The provisions of Senate Resolution No. 6 passed March 12, 1959 requested the Utah Coordinating Council of Higher Education to study the feasibility of a vocational school in Nephi, and to report its recommendations to the 1961 session of the Utah State Legislature.

On behalf of the Council, it is my pleasure to submit copies of this report to the members of the 34th Legislature.

Very sincerely yours,

COORDINATING COUNCIL
OF HIGHER EDUCATION

Lorin W. Wheelwright, Chairman

Communication filed.

REPORTS OF SPECIAL COMMITTEES

February 17, 1961

Mr. President:

Your Sifting Committee reports out the following bills to take their place on the Second Reading Calendar in the order named:

S. B. Nos. 129, 178, 28, 32, 145, 115, 166, 112 and 122.

Respectfully,

R. LA VAUN COX,
Chairman

Report adopted and filed.

On motion of Senator Browning, the rules were suspended and *S. B. No. 145* was placed at the head of the Second Reading Calendar and the Senate proceeded to consider *S. B. No. 145.*

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 145 was read the second time.

Committee report read and adopted.

On motion of Sentor Browning, the rules were suspended and *S. B. No. 145* was read the third time and placed on its final passage.

On motion of Senator Browning, *S. B. No. 145* was amended as follows:

On page 2, line 13, change the spelling of the word "bequst" to "bequest".

On page 5, line 15, change the spelling of the word "deignated" to read "designated".

S. B. No. 145 then passed on the following roll call:

Yeas, 21; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hinton, Holman, Hunter, Jenkins, Lloyd, Mantes, Memmott, Miller, Sowards, Stacey, Steen and Mr. President.

Absent and not voting: Senators Hammond, Hopkin, Kerr and Schmiett.

S. B. No. 145 was transmitted to the House.

CONSIDERATION OF BILLS ON THIRD READING

S. B. No. 113 was read the third time and placed on its final passage.

S. B. No. 113 then passed on the following roll call:

Yeas, 20; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hinton, Holman, Hunter, Jenkins, Mantes, Memmott, Miller, Sowards, Stacey, Steen and Mr. President.

Absent and not voting: Senators Hammond, Hopkin, Kerr, Lloyd and Schmiett.

S. B. No. 113 was transmitted to the House.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 129 was read the second time.

Committee report read and adopted.

S. B. No. 129 was placed on the Third Reading Calendar on the following roll call:

Yeas, 23; Nays, 0; Absent, 2.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hinton, Holman, Hopkin, Hunter, Jenkins, Lloyd, Mantes, Memmott, Miller, Schmiett, Sowards, Stacey, Steen and Mr. President.

Absent and not voting: Senators Hammond and Kerr.

S. B. No. 178 was read the second time.

Committee report read and adopted.

Upon motion of Senator Hopkins, *S. B. No. 178* was amended as follows: Page 2, line 8, strike the figures "1962" and insert "1961" in lieu thereof.

S. B. No. 178 was placed on the Third Reading Calendar on the following roll call:

Yeas, 23; Nays, 0; Absent, 2.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hinton, Holman, Hopkin, Hunter, Jenkins, Lloyd, Mantes, Memmott, Miller, Schmiett, Sowards, Stacey, Steen and Mr. President.

Absent and not voting: Senators Hammond and Kerr.

S. B. No. 28 was read the second time.

Committee report read and adopted.

On motion of Senator Fowles, the Senate resolved itself into a Committee of the Whole.

Mr. C. E. Henderson appeared before the Committee of the Whole.

On motion of Senator Fowles, the Committee of the Whole was dissolved.

S. B. No. 28 was placed on the Third Reading Calendar on the following roll call:

Yeas, 16; Nays, 6; Absent, 3.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Hammond, Hinton, Holman, Hopkin, Hunter, Lloyd, Mantes, Memmott and Stacey.

Those voting in the negative were: Senators Grover, Jenkins, Schmiett, Sowards, Steen and Mr. President.

Absent and not voting: Senators Hafen, Kerr and Miller.

INTRODUCTION OF BILLS

With the unanimous consent of the Senate, the following bills were introduced:

S. B. No. 250 By Messrs. Mantes, Cox and Ashton

AN ACT AMENDING SECTION 35-1-19, UTAH CODE ANNOTATED 1953, RELATING TO INSPECTIONS CONDUCTED BY THE INDUSTRIAL COMMISSION; PROVIDING THAT THE COMMISSION MAY CHARGE A FEE FOR SUCH INSPECTIONS, was read the first time and referred to the Committee on Rules.

S. B. No. 251 By Mr. Schmiett

AN ACT AMENDING SECTIONS 53-33-24 AND 53-33-26, UTAH CODE ANNOTATED 1953, VOLUME 5 REPLACEMENT, AS ENACTED BY CHAPTER 88, LAWS OF UTAH 1959, RELATING TO THE COLLEGE IN THE UINTAH BASIN AT ROOSEVELT, UTAH; PROVIDING FOR A STUDY BY THE COORDINATING COUNCIL OF HIGHER EDUCATION OF A POST HIGH SCHOOL PROGRAM AND PROVIDING FOR CO-OPERATION WITH THE FEDERAL GOVERNMENT, was read the first time and referred to the Committee on Rules.

On motion of Senator Lloyd, the Senate adjourned until 9:00 A.M., Monday, February 20, 1961.

FORTY-THIRD DAY

MORNING SESSION

February 20, 1961

The Senate was called to order at 9:00 A.M. President Waddingham in the chair.

Roll Call — All Senators present.

The Prayer was offered by Senator Holman.

February 20, 1961

Mr. President:

Your Committee on Revision of the Journal respectfully reports that we have read the Journal for the fortieth day and find it correct with minor amendments noted on the final copy.

Respectfully,
BENNIE SCHMIETT,
Chairman

Report adopted and filed.

President Waddingham appointed Senators Memmott, Miller and Stacey as a Committee on Revision of the Journal for the balance of the session.

COMMUNICATIONS FROM THE HOUSE

February 17, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 21*, by Mr. Warren, entitled, WEIGHT AND BRAKE REQUIREMENTS OF TRAILERS, and the same is transmitted herewith for your action.

Respectfully,
T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 21 was read the first time and referred to the Committee on Highways and Aeronautics.

February 17, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed as amended, *H. B. No. 60*, entitled, VEHICULAR WEIGHTS ON INTERSTATE HIGHWAYS, and the same is transmitted herewith for your action.

Respectfully,
T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 60 was read the first time and referred to the Committee on Highways and Aeronautics.

February 17, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 109*, entitled, BURIAL OF VETERANS OF THE MILITARY SERVICES, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 109 was read the first time and referred to the Committee on State, Federal, and Military Affairs and Civil Defense.

February 17, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 119*, entitled, DELETING REFERENCE TO LABOR UNIONS IN APPRENTICESHIP COUNCIL, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 119 was read the first time and referred to the Committee on Labor.

February 17, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 120*, entitled, EMPLOYMENT OF APPRENTICES ON PUBLIC WORKS, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 120 was read the first time and referred to the Committee on Labor.

February 17, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 29*, by Mr. Monroe, entitled,

DAMAGE BY GAME ANIMALS, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 29 was read the first time and referred to the Committee on Fish and Game.

February 17, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 59*, entitled, COMMITTEE OF PSYCHOLOGISTS, and the same is transmitted herewith for the signature of the President.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 59 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

February 17, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 102*, entitled, ELIMINATING INSTRUCTIONS TO VOTERS IN PRESIDENTIAL ELECTIONS, and the same is transmitted herewith for the signature of the President.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 102 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

February 17, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House,

H. B. No. 41, entitled, LEGISLATOR'S MILEAGE, and the same is transmitted herewith for the signature of the President.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 41 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

February 17, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 53*, entitled FISH & GAME DEFINITIONS, and the same is transmitted herewith for the signature of the President.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 53 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

February 17, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 2*, entitled, SHORTEN HUNTING SEASON, and the same is transmitted herewith for the signature of the President.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 2 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

February 17, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House,

H. B. No. 26, entitled, INTESTATE SUCCESSION, and the same is transmitted herewith for the signature of the President.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 26 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

February 17, 1961

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 16th day of February, 1961, approve and transmit to the Secretary of State, *H. C. R. No. 4*, A CONCURRENT RESOLUTION URGING THE PEOPLE OF THIS WORLD TO OBSERVE FEBRUARY 17, 1961 AS A DAY OF PRAYER FOR WORLD PEACE.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

February 17, 1961

Mr. President:

I am directed to inform your Honorable Body that the House did this day concur on your vote to modify *Joint Rule No. 48*, and to allow the appropriations committee additional time in which to introduce the Appropriations Bill.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

February 17, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *S. B. No. 57*, UTAH SCHOOL EMPLOYEES' ACT – MAXIMUMS, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 57 was transmitted to the Governor.

February 17, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *S. B. No. 3*, entitled, FORESTRY AND WILDLAND FIRE PROTECTION, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 3 was transmitted to the Governor.

February 17, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *S. B. No. 20*, NONRESIDENT FISHING LICENSES, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 20 was transmitted to the Governor.

REPORTS OF STANDING COMMITTEES

February 17, 1961

Mr. President:

Your Committee on Business and Commerce, to which was referred *S. B. No. 210*, by Messrs. Memmott, Waddingham, Steen, Holman and Kerr, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

E. G. MANTES,
Chairman

Report filed.

S. B. No. 210 was referred to the Sifting Committee.

February 17, 1961

Mr. President:

Your Committee on Business and Commerce, to which was referred *S. B. No. 208*, by Messrs. Kerr, Fowles and Memmott, has carefully considered

said bill and reports the same out favorably.

Respectfully,

E. G. MANTES,
Chairman

Report filed.

S. B. No. 208 was referred to the Sifting Committee.

February 17, 1961

Mr. President:

Your Committee on Business and Commerce, to which was referred *H. B. No. 80,* by Messrs. Sonntag, Jenkins, Memmott, Mickelson and J. M. Smith, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

E. G. MANTES,
Chairman

Report filed.

H. B. No. 80 was referred to the Sifting Committee.

February 17, 1961

Mr. President:

Your Committee on Business and Commerce, to which was referred *S. B. No. 137,* by Messrs. Sowards, Cox and Bullen, has carefully considered said bill and reports the same out favorably.

Respectfully,

E. G. MANTES,
Chairman

Report filed.

S. B. No. 137 was referred to the Sifting Committee.

February 17, 1961

Mr. President:

Your Committee on Business and Commerce, to which was referred *H. B. No. 79,* by Messrs. Sonntagg, Jenkins, Memmott, Mickelson and J. M. Smith, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

E. G. MANTES,
Chairman

Report filed.

H. B. No. 79 was referred to the Sifting Committee.

February 17, 1961

Mr. President:

Your Committee on Business and Commerce, to which was referred *H. B. No. 78*, by Messrs. Sonntag, Jenkins, Memmott, Mickelson, and J. M. Smith, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

E. G. MANTES,
Chairman

Report filed.

H. B. No. 78 was referred to the Sifting Committee.

February 17, 1961

Mr. President:

Your Committee on Business and Commerce, to which was referred *S. B. No. 175*, by Mr. Hunter, has carefully considered said bill and reports the same out favorably.

Respectfully,

E. G. MANTES,
Chairman

Report filed.

S. B. No. 175 was referred to the Sifting Committee.

February 17, 1961

Mr. President:

Your Committee on Appropriations, to which was referred *H. B. No. 136*, by Mr. K. W. Gardner, has carefully considered said bill and reports the same out favorably.

Respectfully,

ALONZO F. HOPKIN,
Chairman

Report filed.

H. B. No. 136 was referred to the Sifting Committee.

REPORTS OF SPECIAL COMMITTEES

February 20, 1961

Mr. President:

Your Sifting Committee reports out the following bills to take their place on the Second Reading Calendar in the order named:

S. B. Nos. 32, 115, 116, 112, 122.

Respectfully,

R. LA VAUN COX,
Chairman

Report adopted and filed.

CONSIDERATION OF BILLS ON THIRD READING

S. B. No. 129 was read the third time and placed on its final passage.

On motion of Senator Hopkin, *S. B. No. 129* retained its position on the Third Reading Calendar.

S. B. No. 178 was read the third time and placed on its final passage.

On motion of Senator Lloyd, *S. B. No. 178* retained its position on the Third Reading Calendar.

S. B. No. 28 was read the third time and placed on its final passage.

On motion of Senator Fowles, *S. B. No. 28* was amended as follows:

Page 2, line 27, following "(b)", delete the word "and" and insert in lieu thereof the word "or".

Page 3, line 27, delete "s" from word "trustees".

Page 6, line 18, following the word "trustor", insert a comma.

Page 6, line 20, following the word "trustee" delete the word "to" and in lieu thereof insert a comma.

Page 8, line 6, following the words "struck off" delete the word "at" and in lieu thereof insert the word "to".

Page 8, line 29, delete word "encumbrances" and substitute word "encumbrancers".

Page 10, line 8, add "s" to word "dollar".

Page 10, line 16, correct the spelling of the word following the words "trust deed" so as to read "reinstated".

Page 10, line 28, following the words "Notice of Default" delete the quotation mark.

Page 12, line 32, correct the spelling of the word following the word "and" so as to read "encumbancers".

Page 4, line 29, delete the word "three" and insert in lieu thereof the word "six".

Page 4, line 30, delete the word "three" and insert in lieu thereof the words "at least six".

Page 10, line 1, delete the word "three" and insert in lieu thereof the word "six" and delete word "defaault" and insert in lieu thereof the word "default".

S. B. No. 28 then passed on the following roll call:

Yeas, 20; Nays, 1; Absent, 4.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Hafen, Hammond, Hinton, Holman, Hunter, Jenkins, Kerr, Lloyd, Mantes, Memmott, Schmiett, Stacey and Mr. President.

Voting in the negative was Senator Sowards.

Absent and not voting: Senators Grover, Hopkin, Miller and Steen.

S. B. No. 28 was transmitted to the House.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 32 was read the second time.

Committee report read and adopted.

On motion of Senator Hinton, the rules were suspended and *S. B. No. 32* was read the third time and placed on its final passage.

S. B. No. 32 then passed on the following roll call:

Yeas, 21; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Hafen, Hammond, Hinton, Holman, Hunter, Jenkins, Kerr, Lloyd, Mantes, Memmott, Schmiett, Sowards, Stacey and Mr. President.

Absent and not voting: Senators Grover, Hopkin, Miller and Steen.

S. B. No. 32 was transmitted to the House.

S. B. No. 115 was read the second time.

Committee report read and adopted.

On motion of Senator Hafen, *S. B. No. 115* was amended as follows:

Section 2 in its entirety be stricken from the bill.

S. B. No. 115 was placed on the Third Reading Calendar on the following roll call:

Yeas, 17; Nays, 3; Absent, 5.

Those voting in the affirmative were: Senators Barlow, Bullen, Cox, Fowles, Hafen, Hammond, Hinton, Holman, Hunter, Kerr, Lloyd, Mantes, Memmott, Miller, Schmiett, Sowards and Stacey.

Those voting in the negative were: Senators Ashton, Browning, Clegg (explained vote).

Absent and not voting: Senators Grover, Hopkin, Jenkins, Steen and Mr. President.

S. B. No. 166 was read the second time.

Committee report read and adopted.

S. B. No. 166 was placed on the Third Reading Calendar on the following roll call:

Yeas, 19; Nays, 0; Absent, 6.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Hafen, Hammond, Hinton, Holman, Hunter, Kerr, Mantes, Memmott, Miller, Schmiett, Sowards and Stacey.

Absent and not voting: Senators Grover, Hopkin, Jenkins, Lloyd, Steen and Mr. President.

S. B. No. 112 was read the second time.

Committee report read and adopted.

S. B. No. 112 was placed on the Third Reading Calendar on the following roll call:

Yeas, 14; Nays, 8; Absent, 3.

Those voting in the affirmative were: Senators Ashton, Browning, Cox, Grover, Hafen, Hammond, Jenkins, Lloyd, Mantes, Memmott, Miller, Schmiett, Sowards and Steen.

Those voting in the negative were: Senators Barlow, Bullen, Clegg, Fowles, Holman, Hunter, Kerr and Stacey.

Absent and not voting: Senators Hinton, Hopkin and Mr. President.

On motion of Senator Cox, the Senate recessed for 10 minutes.

The Senate re-assembled.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 122 was read the second time.

Committee report read and adopted.

On motion of Senator Browning, *S. B. No. 122* was amended as follows:

On line 13, following the word "within", insert the words "the Dugway Proving Ground".

On motion of Senator Browning, the rules were suspended and *S. B. No. 122* was read the third time and placed on its final passage.

S. B. No. 122 then passed on the following roll call:

Yeas, 21; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Grover, Hammond, Hinton, Holman, Hunter, Jenkins, Kerr, Lloyd, Mantes, Memmott, Miller, Schmiett, Sowards, Stacey and Steen.

Absent and not voting: Senators Fowles, Hafen, Hopkin and Mr. President.

S. B. No. 122 was transmitted to the House.

On motion of Senator Cox, the Senate resolved itself into a Committee of the Whole.

Mr. Lynn Southam appeared before the Committee of the Whole.

On motion of Senator Cox, the Committee of the Whole was dissolved.

REPORTS OF SPECIAL COMMITTEES

February 20, 1961

Mr. President:

Your Sifting Committee reports out the following bills to take their place on the Second Reading Calendar in the order named:

S. B. Nos. 91, 117, 172, 203, 70, 213, 68, 193.

Respectfully,

R. LA VAUN COX,
Chairman

Report adopted and filed.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 91 was read the second time.

Committee report read and adopted.

On motion of Senator Browning, *S. B. No. 91* retained its position on the Second Reading Calendar.

S. B. No. 117 was read the second time.

Committee report read and adopted.

S. B. No. 117 was placed on the Third Reading Calendar on the following roll call:

Yeas, 18; Nays, 0; Absent, 7.

Those voting in the affirmative were: Senators Ashton, Browning, Clegg, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter, Jenkins, Mantes, Memmott, Miller, Schmiett, Sowards and Stacey.

Absent and not voting: Senators Barlow, Bullen, Cox, Kerr, Lloyd, Steen and Mr. President.

S. B. No. 172 was read the second time.

Committee report read and adopted.

On motion of Senator Ashton, the rules were suspended and *S. B. No. 172* was read the third time and placed on its final passage.

S. B. No. 172 then passed on the following roll call:

Yeas, 19; Nays, 0; Absent, 6.

Those voting in the affirmative were: Senators Ashton, Browning, Bullen, Clegg, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter, Jenkins, Mantes, Memmott, Miller, Schmiett, Sowards and Stacey.

Absent and not voting: Senators Barlow, Cox, Kerr, Lloyd, Steen and Mr. President.

S. B. No. 172 was transmitted to the House.

S. B. No. 203 was read the second time.

Committee report read and adopted.

S. B. No. 203 was placed on the Third Reading Calendar on the following roll call:

Yeas, 17; Nays, 6; Absent, 2.

Those voting in the affirmative were: Senators Barlow, Cox, Fowles, Grover, Hafen, Hammond, Hopkin, Hunter, Jenkins, Kerr, Lloyd, Mantes, Memmott, Miller, Schmiett, Sowards and Steen.

Those voting in the negative were: Senators Ashton, Browning, Clegg, Hinton, Holman and Stacey.

Absent and not voting: Senators Bullen and Mr. President.

S. B. No. 70 was read the second time.

Committee report read and adopted.

On motion of Senator Jenkins, *S. B. No. 70* was amended as follows:

Line 6, change the figure "77-57-35" to read "77-57-37".

On motion of Senator Fowles, the rules were suspended and *S. B. No. 70* was read the third time and placed on its final passage.

S. B. No. 70 then passed on the following roll call:

Yeas, 22; Nays, 0; Absent, 3.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter, Jenkins, Kerr, Lloyd, Mantes, Memmott, Miller, Schmiett, Stacey and Steen.

Absent and not voting: Senators Bullen, Sowards and Mr. President.

S. B. No. 70 was transmitted to the House.

On motion of Senator Hinton, the Senate recessed until 2:00 P.M.

AFTERNOON SESSION

The Senate re-assembled at 2:00 P.M.

President Waddingham in the chair.

COMMUNICATIONS FROM THE HOUSE

February 20, 1961

Mr. President:

I am directed to inform your Honorable Body that the Governor did on the 17th day of February, 1961, approve and transmit to the Secretary of State, *H. B. No. 22*, MATCHING FEDERAL EDUCATION FUNDS.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

February 20, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 20*, by Mr. Hebertson, entitled, NURSERYMEN FEES, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 20 was read the first time and referred to the Committee on State, Federal, and Military Affairs and Civil Defense.

February 17, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House and Senate, *S. J. R. No. 3*, by Mr. Lloyd, entitled, COMPENSATION OF LEGISLATORS, and the same is returned herewith for your further action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

On the motion of Senator Grover, the Senate refused to concur in the House amendments.

President Waddingham appointed a conference committee consisting of Senators Grover, Memmott, and Stacey to act with a like committee of the House to confer on said amendments.

REPORTS OF STANDING COMMITTEES

February 17, 1961

Mr. President:

Your Rules Committee, to which were referred

S. B. No. 250 Industry

S. B. No. 251 Education

reports the same back with a few minor changes assented to by the authors and recommends the same be printed.

Respectfully,

HAVEN J. BARLOW,
Chairman

Report adopted and filed.

The above bills were ordered printed and referred to the committees indicated.

February 20, 1961

Mr. President:

Your Committee on Rules to which has been referred *S. B. No. 25* pertaining to MOTOR FUEL TAX, has examined and carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,
HAVEN J. BARLOW,
Chairman

Report filed.

S. B. No. 25 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

February 20, 1961

Mr. President:

Your Committee on Rules to which has been referred *S. J. R. No. 6* pertaining to EXEMPT TANGIBLE PROPERTY, has examined and carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,
HAVEN J. BARLOW,
Chairman

Report filed.

S. J. R. No. 6 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

February 20, 1961

Mr. President:

Your Committee on Rules to which has been referred *S. B. No. 55*, pertaining to UTAH SCHOOL EMPLOYEES' RETIREMENT ACT – INS., has examined and carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,
HAVEN J. BARLOW,
Chairman

Report filed.

S. B. No. 55 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

February 20, 1961

Mr. President:

Your Committee on Rules to which has been referred *S. J. R. No. 15*, pertaining to ELECTORS FOR PRES. & VICE PRES. FOR DISTRICT OF COLUMBIA, has examined and carefully compared the bill as passed with the enrolled and egrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,

HAVEN J. BARLOW,
Chairman

Report filed.

S. J. R. No. 15 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

February 20, 1961

Mr. President:

Your Committee on Rules to which has been referred *S. B. No. 76* pertaining to COUNTY SURVEYORS' FEES, has examined and carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,

HAVEN J. BARLOW,
Chairman

Report filed.

S. B. No. 76 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

February 20, 1961

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 192*, by Mr. Jenkins, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

SHERMAN P. LLOYD,
Chairman

Report filed.

S. B. No. 192 was referred to the Sifting Committee.

February 20, 1961

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 191*, by Messrs. Jenkins and Ashton, has carefully considered said bill and reports the

same out without recommendation.

Respectfully,
SHERMAN P. LLOYD,
Chairman

Report filed.

S. B. No. 191 was referred to the Sifting Committee.

February 20, 1961

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 184*, by Messrs. Holman and Sowards, has carefully considered said bill and reports the same out without recommendation.

Respectfully,
SHERMAN P. LLOYD,
Chairman

Report filed.

S. B. No. 184 was referred to the Sifting Committee.

February 20, 1961

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 193*, by Messrs. Barlow, Fowles and Jenkins, has carefully considered said bill and reports the same out favorably.

Respectfully,
SHERMAN P. LLOYD,
Chairman

Report filed.

S. B. No. 193 was referred to the Sifting Committee.

February 20, 1961

Mr. President:

Your Committee on Judiciary, to which was referred *H. B. No. 92*, by Messrs. Brusatto, Warren and R. V. Evans, has carefully considered said bill and reports the same out favorably.

Respectfully,
SHERMAN P. LLOYD,
Chairman

Report filed.

H. B. No. 92 was referred to the Sifting Committee.

February 20, 1961

Mr. President:

Your Committee on Judiciary, to which was referred *H. B. No. 49*, by Messrs. R. V. Evans and Anderson, has carefully considered said bill and reports the same out favorably.

Respectfully,

SHERMAN P. LLOYD,
Chairman

Report filed.

H. B. No. 49 as referred to the Sifting Committee.

February 16, 1961

Mr. President:

Your Committee on Highway and Aeronautics, to which was referred *H. B. No. 57*, by Messrs. Wilkinson, Burningham, Squire, and Sheffield, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

J. FRANCIS FOWLES,
Chairman

Report filed.

H. B. No. 57 was referred to the Sifting Committee.

February 16, 1961

Mr. President:

Your Committee on Highway and Aeronautics, to which was referred *H. B. No. 74*, by Messrs. Sheffield, F. W. Gunnell, Welch, Crump and Mahoney, has carefully considered said bill and reports the same out favorably.

Respectfully,

J. FRANCIS FOWLES,
Chairman

Report filed.

H. B. No. 74 was referred to the Sifting Committee.

February 20, 1961

Mr. President:

Your Committee on Salaries, to which was referred *S. B. No. 186*, by Messrs. Jenkins, Grover and Ashton, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

E. G. MANTES,
Chairman

Report filed.

S. B. No. 186 was referred to the Sifting Committee.

February 20, 1961

Mr. President:

Your Committee on Salaries, to which was referred *S. B. No. 149*, by Messrs. Kerr, Fowles and Hafen, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

E. G. MANTES,
Chairman

Report filed.

S. B. No. 149 was referred to the Sifting Committee.

February 20, 1961

Mr. President:

Your Committee on Salaries, to which was referred *S. B. No. 195*, by Mr. Jenkins, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

E. G. MANTES,
Chairman

Report filed.

S. B. No. 195 was referred to the Sifting Committee.

February 20, 1961

Mr. President:

Your Committee on Labor, to which was referred *H. B. No. 33*, by Messrs. Evans, C. H. Taylor, Brusatto and Warren, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

WENDELL GROVER,
Chairman

Report filed.

H. B. No. 33 was referred to the Sifting Committee.

February 20, 1961

Mr. President:

Your Committee on Labor, to which was referred *H. B. No. 76*, by Messrs. Lundell, G. D. Taylor and Bowen, has carefully considered said bill and reports the same out favorably.

Respectfully,

WENDELL GROVER,
Chairman

Report filed.

H. B. No. 76 was referred to the Sifting Committee.

February 20, 1961

Mr. President:

Your Committee on Labor, to which was referred *H. B. No. 120*, by Messrs. Brusatto, Brockbank, G. D. Taylor, Memmott and Jenkins, has carefully considered said bill and reports the same out favorably.

Respectfully,
WENDELL GROVER,
Chairman

Report filed.

H. B. No. 120 was referred to the Sifting Committee.

February 20, 1961

Mr. President:

Your Committee on Labor, to which was referred *H. B. No. 119*, by Messrs. Brusatto, Brockbank, G. D. Taylor, Memmott and Jenkins, has carefully considered said bill and reports the same out favorably.

Respectfully,
WENDELL GROVER,
Chairman

Report filed.

H. B. No. 119 was referred to the Sifting Committee.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 213 was read the second time.

Committee report read and adopted.

On motion of Senator Hunter, *S. B. No. 213* was amended as follows:

On line 9, following the word "misdemeanor," strike the comma and insert a period in lieu thereof and strike the balance of line 9 and all of line 10.

S. B. No. 213 was placed on the Third Reading Calendar on the following roll call:

Yeas, 10; Nays, 8; Absent, 7.

Those voting in the affirmative were: Senators Browning, Cox (explained vote), Fowles, Kerr, Miller, Schmiett, Sowards, Stacey, Steen and Mr. President.

Those voting in the negative were: Senators Ashton, Barlow, Clegg, Grover, Hammond, Hinton, Holman and Hopkin.

Absent and not voting: Senators Bullen, Hafen, Hunter, Jenkins, Lloyd, Mantes and Memmott.

S. B. No. 68 was read the second time.

Committee report read and adopted.

On motion of Senator Fowles, *S. B. No. 68* was made a Special Order of Business for 2:30 P.M., Tuesday, February 28, 1961.

S. B. No. 193 was read the second time.

Committee report read and adopted.

S. B. No. 193 was placed on the Third Reading Calendar on the following roll call:

Yeas, 16, Nays, 3; Absent, 6.

Those voting in the affirmative were: Senators Ashton, Barlow, Bullen, Clegg, Cox, Grover, Hammond, Hinton, Holman, Hopkin, Kerr, Mantes, Schmiett, Sowards, Stacey and Steen.

Those voting in the negative were: Senators Browning, Fowles and Hunter.

Absent and not voting: Senators Hafen, Jenkins, Lloyd, Memmott, Miller and Mr. President.

REPORTS OF SPECIAL COMMITTEES

February 20, 1961

Mr. President:

Your Sifting Committee reports out the following bills to take their place on the Second Reading Calendar in the order named:

S. B. Nos. 126, S. C. R. No. 1, S. B. Nos. 151, 152, 224, 159, and 48.

Respectfully,

R. LA VAUN COX,
Chairman

Report adopted and filed.

On motion of Senator Schmiett, the Senate recessed for 20 minutes.

The Senate re-assembled.

Senator Browning, with the aid of five Senators, requested a Call of the Senate.

Senators Lloyd, Stacey, Holman, Hafen, Bullen, Memmott, Mantes, Jenkins, Hopkin, Sowards, Fowles and Miller were absent without leave.

On motion of Senator Clegg, the Call of the Senate was lifted.

PRESENTATION OF RESOLUTIONS

S. J. R. No. 19 By Messrs. Barlow and Steen

A JOINT RESOLUTION OF THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE STATE OF UTAH RECALLING SENATE BILL NO. 56 FOR RECONSIDERATION BY THE LEGISLATURE.

S. J. R. No. 19 was read the first time.

On motion of Senator Kerr, the rules were suspended and *S. J. R. No. 19* was read the second and third times and placed on its final passage.

S. J. R. No. 19 then passed on the following roll call:

Yeas, 23; Nays, 0; Absent, 2.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter, Jenkins, Kerr, Lloyd, Mantes, Schmiett, Sowards, Stacey, Steen and Mr. President.

Absent and not voting: Senators Memmott and Miller.

S. J. R. No. 19 was transmitted to the House.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 91 was before the Senate on Second Reading.

On motion of Senator Barlow, the Senate resolved itself into a Committee of the Whole.

Mr. Glen M. Hatch appeared before the Committee of the Whole.

On motion of Senator Barlow, the Committee of the Whole was dissolved.

S. B. No. 91 was placed on the Third Reading Calendar on the following roll call:

Yeas, 21; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter, Kerr, Mantes, Memmott, Sowards, Stacey, Steen and Mr. President.

Absent and not voting: Senators Jenkins, Lloyd, Miller and Schmiett.

S. B. No. 126 was read the second time.

Committee report read and adopted.

S. B. No. 126 was placed on the Third Reading Calendar on the following roll call:

Yeas, 20; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Grover (explained vote), Hafen, Hammond, Hinton, Holman, Hunter, Jenkins, Kerr, Mantes, Memmott (explained vote), Schmiett, Sowards, Stacey and Mr. President.

Absent and not voting: Senators Fowles, Hopkin, Lloyd, Miller and Steen.

S. C. R. No. 1 was read the second time.

Committee report read and adopted.

On motion of Senator Fowles, the rules were suspended and *S. C. R. No. 1* was read the third time and placed on its final passage.

S. C. R. No. 1 then passed on the following roll call:

Yeas, 21; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter, Kerr, Mantes, Memmott, Schmiett, Sowards, Stacey and Steen.

Absent and not voting: Senators Jenkins, Lloyd, Miller and Mr. President.

S. C. R. No. 1 was transmitted to the House.

COMMUNICATIONS FROM THE HOUSE

February 20, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, *S. J. R. No. 19*, A JOINT RESOLUTION OF THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE STATE OF UTAH RECALLING SENATE BILL NO. 56 FOR

RECONSIDERATION BY THE LEGISLATURE, and the same is returned herewith for your further action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. J. R. No. 19 was referred to the Committee on Rules to be enrolled and engrossed.

REPORTS OF STANDING COMMITTEES

February 20, 1961

Mr. President:

Your Committee on Rules, to which has been referred *S. J. R. No. 19*, entitled, A JOINT RESOLUTION OF THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE STATE OF UTAH RECALLING SENATE BILL NO. 56 FOR RECONSIDERATION BY THE LEGISLATURE, has examined and carefully compared the bill as passed with the enrolled and engrossed copy and find it correct, and returns the same for the signature of the President.

Respectfully,

HAVEN J. BARLOW,
Chairman

Report filed.

S. J. R. No. 19 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 151 was read the second time.

Committee report read and adopted.

S. B. No. 152 was read the second time.

Committee report read and adopted.

On motion of Senator Clegg, the rules were suspended and *S. B. No. 151* was read the third time and placed on its final passage.

S. B. No. 151 then passed on the following roll call:

Yeas, 19; Nays, 0; Absent, 6.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Grover, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter, Kerr, Mantes, Schmiett, Stacey, Steen and Mr. President.

Absent and not voting: Senators Fowles, Jenkins, Lloyd, Memmott, Miller and Sowards.

S. B. No. 151 was transmitted to the House.

On motion of Senator Clegg, the rules were suspended and *S. B. No. 152* was read the third time and placed on its final passage.

S. B. No. 152 then passed on the following roll call:

Yeas, 17; Nays, 0; Absent, 8.

Those voting in the affirmative were: Senators Ashton, Barlow, Clegg, Cox, Grover, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter, Kerr, Mantes, Schmiett, Stacey, Steen and Mr. President.

Absent and not voting: Senators Browning, Bullen, Fowles, Jenkins, Lloyd, Memmott, Miller and Sowards.

S. B. No. 152 was transmitted to the House.

COMMUNICATIONS FROM THE HOUSE

February 20, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *S. J. R. No. 19*, A JOINT RESOLUTION OF THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE STATE OF UTAH RECALLING SENATE BILL NO. 56 FOR RECONSIDERATION BY THE LEGISLATURE, and the same is forwarded herewith for transmission to the Secretary of State.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

On motion of Senator Hammond, the Senate adjourned until 10:00 A.M., Tuesday, February 21, 1961.

FORTY-FOURTH DAY

MORNING SESSION

February 21, 1961

The Senate was called to order at 10:00 A.M. President Waddingham in the chair.

Roll Call – All Senators present.

The Prayer was offered by the Chaplain.

February 21, 1961

Mr. President:

Your Committee on Revision of the Journal respectfully reports that we have read the Journal for the forty-third day and find it correct with minor amendments noted on the final copy.

Respectfully,

FRANK C. MEMMOTT,
Chairman

Report adopted and filed.

REPORTS OF STANDING COMMITTEES

February 20, 1961

Mr. President:

Your Committee on Agriculture and Irrigation, to which was referred *S. C. R. No. 4*, by Messrs. Bullen and Sowards, has carefully considered said bill and reports the same out favorably.

Respectfully,

LELAND SOWARDS,
Chairman

Report filed.

S. C. R. No. 4 was referred to the Sifting Committee.

February 20, 1961

Mr. President:

Your Committee on Revenue and Taxation, to which was referred *S. B. No. 165*, by Mr. Browning, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

FRANK M. BROWNING,
Chairman

Report filed.

S. B. No. 165 was referred to the Sifting Committee.

February 20, 1961

Mr. President:

Your Committee on Revenue and Taxation, to which was referred *S. B. No. 222*, by Messrs. Barlow and Fowles, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

FRANK M. BROWNING,
Chairman

Report filed.

S. B. No. 222 was referred to the Sifting Committee.

February 21, 1961

Mr. President:

Your Committee on Agriculture and Irrigation, to which was referred *S. B. No. 189*, by Mr. Sowards, has carefully considered said bill and reports the same out favorably.

Respectfully,

LELAND SOWARDS,
Chairman

Report filed.

S. B. No. 189 was referred to the Sifting Committee.

February 21, 1961

Mr. President:

Your Committee on Business and Commerce, to which was referred *S. B. No. 164*, by Messrs. Hunter and Steen, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

E. G. MANTES,
Chairman

Report filed.

S. B. No. 164 was referred to the Sifting Committee.

February 21, 1961

Mr. President:

Your Committee on Business and Commerce, to which was referred *S. B. No. 228*, by Mr. Hunter, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

E. G. MANTES,
Chairman

Report filed.

S. B. No. 228 was referred to the Sifting Committee.

CONSIDERATION OF BILLS ON THIRD READING

On motion of Senator Memmott, *S. B. No. 129* retained its position on the Third Reading Calendar.

On motion of Senator Lloyd, *S. B. No. 178* was made a Special Order of Business for 11:00 A.M., Friday, February 24, 1961.

S. B. No. 115 was read the third time and placed on its final passage.

Senator Hinton, with the aid of five Senators, requested a Call of the Senate.

Senators Hammond, Bullen, Hafen, Holman, Steen, Mantes, Hopkin, and Miller were absent without leave.

On motion of Senator Clegg, the Call of the Senate was lifted.

On motion of Senator Hafen, *S. B. No. 115* was amended as follows:

On line 2 of the title and beginning with the word "AND", strike the balance of line 2 and all of line 3.

S. B. No. 115 then passed on the following roll call:

Yeas, 20; Nays, 3; Absent, 2.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg (explained vote), Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hunter, Kerr, Lloyd, Mantes, Miller, Schmiett, Stacey and Mr. President.

Those voting in the negative were: Senators Memmott, Sowards and Steen.

Absent and not voting: Senators Hopkin and Jenkins.

S. B. No. 115 was transmitted to the House.

S. B. No. 166 was read the third time and placed on its final passage.

On motion of Sentor Hafen, *S. B. No. 166* was amended as follows:

Page 3, line 10, after the word "members", insert the words "or for the general welfare of the community, the state or the nation".

Page 4, line 30, following the word "charitable", insert the word "religious".

Page 6, line 22, after the word "state", insert:

> "unless said similarity is specifically authorized in writing filed in the office of the secretary of state by said existing corporation or by the lawful holder of any said reserved or registered corporate name."

Page 7, line 8, after the word "in", insert "or without".

Page 8, line 30, strike the words "amending, altering".

Page 8, line 31, strike the words "or repealing the by-laws;". On line 31, following the word "removing", insert the word "of". Line 31, strike the words "any mem-".

Page 8, line 32, strike the words "ber of any such committee or".

Page 11, between lines 29 and 30, insert:

> "(a) Where there are members having voting rights,"

Page 12, between lines 8 and 9, insert:

> "(b) Where there are no members having voting rights, the proposed amendment shall be adopted upon receiving the vote of a majority of the governing board."

Page 14, line 14, after the "(a)", insert the following words, "Where there are members having voting rights,"

Page 14, between lines 24 and 25, insert:

> "(b) Where there are no members having voting rights, the proposed plan shall be adopted upon receiving the vote of a majority of the governing board."

Page 14, line 25, strike the "(b)", and insert "(c)".

Page 15, line 12, after the word "thereto", insert:

"or (3) where there are no members having voting rights a statement that such plan received the vote of a majority of the governing board."

Page 18, between lines 20 and 21, insert "(a) Where there are members having voting rights,"

Beteen lines 32 and 33, insert:

"(b) Where there are no members having voting rights, a resolution to dissolve the corporation shall be adopted upon receiving the vote of a majority of the governing board."

Line 33, strike the words "by the members" and insert "in either manner provided in paragraphs (a) or (b) of this section," in lieu thereof.

Page 35, line 8, after the figure "68." insert, "If required by the articles of incorporation or by-laws,"

Page 40, after line 12, insert:

"Section 84. This act shall become effective January 1, 1962."

S. B. No. 166 then passed on the following roll call:

Yeas, 21; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter, Lloyd, Memmott, Miller, Schmiett, Sowards, Stacey, Steen and Mr. President.

Absent and not voting: Senators Bullen, Jenkins, Kerr and Mantes.

S. B. No. 112 was read the third time and placed on its final passage.

On motion of Senator Miller, *S. B. No. 112* was amended as follows:

On line 4 of the title, delete the word "INSURANCE."

On line 13, following the word "emergency", insert the words "and in the cases of the purchases of insurance,".

S. B. No. 112 then passed on the following roll call:

Yeas, 23; Nays, 2; Absent, 0.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Hopkin, Hunter, Jenkins, Kerr, Lloyd, Memmott, Miller, Schmiett, Sowards, Stacey, Steen and Mr. President (explained vote).

Those voting in the negative were: Senators Holman and Mantes.

S. B. No. 112 was transmitted to the House.

On motion of Senator Grover, the rules were suspended and the Senate reconsidered the vote whereby *S. B. No. 96* failed of passage.

S. B. No. 96 then passed on the following roll call:

Yeas, 14; Nays, 9; Absent, 2.

Those voting in the affirmative were: Senators Browning, Cox, Fowles, Grover, Jenkins, Lloyd, Mantes, Memmott, Miller, Schmiett, Sowards, Stacey, Steen (explained vote) and Mr. President.

Those voting in the negative were: Senators Ashton, Bullen, Clegg, Hafen, Hammond, Hinton, Hopkin (explainted vote), Hunter, Kerr (explained vote).

Absent and not voting: Senators Barlow and Holman.

S. B. No. 96 was transmitted to the House.

S. B. No. 117 was read the third time and placed on its final passage.

On motion of Senator Jenkins, *S. B. No. 117* was made a Special Order of Business for 10:05 A.M., Friday, February 24, 1961.

S. B. No. 203 was read the third time and placed on its final passage.

S. B. No. 203 then failed to pass on the following roll call:

Yeas, 9; Nays, 10; Absent, 6.

Those voting in the affirmative were: Senators Cox, Grover, Hammond, Kerr, Miller, Schmiett, Sowards, Steen and Mr. President.

Those voting in the negative were: Senators Ashton, Browning, Clegg, Hafen, Hinton, Hopkin, Hunter, Jenkins, Mantes and Stacey.

Absent and not voting: Senators Barlow, Bullen, Fowles, Holman, Lloyd and Memmott.

S. B. No. 203 was ordered filed.

Senator Mantes gaves notice that on the next legislative day he might move for reconsideration of *S. B. No. 203.*

On motion of Senator Hafen, the rules were suspended and the Senate reconsidered the vote on *S. B. No. 166.*

S. B. No. 166 was made a Special Order for February 27 at 11:00 A.M.

S. B. No. 213 was read the third time and placed on its final passage.

Senator Steen, with the aid of five Senators, requested a Call of the Senate.

Senators Lloyd, Barlow, Bullen, Holman, Memmott, Hinton, Browning, and Fowles were absent without leave.

On motion of Senator Steen, the Call of the Senate was lifted.

On motion of Senator Hafen, *S. B. No. 213* was amended as follows:

On line 9, following the word "misdemeanor", insert a comma, and insert the words "or shall be termed a delinquent child, as the case may be."

S. B. No. 213 then failed to pass on the following roll call:

Yeas, 11; Nays, 14; Absent, 0.

Those voting in the affirmative were: Senators Browning, Cox (explained vote), Grover, Mantes, Memmott, Miller (explained vote), Schmiett, Sowards (explained vote), Stacey (explained vote), Steen and Mr. President (explained vote).

Those voting in the negative were: Senators Ashton, Barlow, Bullen, Clegg, Fowles, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter, Jenkins, Kerr and Lloyd (explained vote).

S. B. No. 213 was ordered filed.

On motion of Senator Jenkins, the Senate recessed until 2:00 P.M.

AFTERNOON SESSION

The Senate re-assembled at 2:00 P.M.

President Waddingham in the chair.

On motion of Senator Mantes, the Senate voted to reconsider *S. B. No. 203* and why it failed of passage.

On motion of Senator Mantes, the Senate resolved itself into a Committee of the Whole.

Mr. Gus Backman appeared before the Committee of the Whole.

On motion of Senator Jenkins, the Committee of the Whole was dissolved.

On motion of Senator Cox, the Senate recessed to meet with the House in Joint Convention to hear addresses by U. S. Senators Frank E. Moss and Gail McGee.

JOINT CONVENTION

The Roll Call showed a quorum of Senate and House members present.

The Prayer was offered by the Senate Chaplain.

U. S. Senators Frank E. Moss and Gail McGee then addressed the Joint Convention.

Upon motion of Representative Carl H. Taylor, the Joint Convention was dissolved.

The Senate re-assembled.

COMMUNICATIONS FROM THE HOUSE

February 21, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *S. B. No. 76*, COUNTY SURVEYOR'S FEES, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 76 was transmitted to the Governor.

February 21, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House,

S. B. No. 25, MOTOR FUEL TAX, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 25 was transmitted to the Governor.

February 21, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *S. B. No. 55*, UTAH SCHOOL EMPLOYEES' RETIREMENT ACT–INS., and the same is forwarded herewith for transmission to the Governor.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 55 was transmitted to the Governor.

February 21, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *S. J. R. No. 15*, ELECTORS FOR PRES. & VICE PRES. FOR DISTRICT OF COLUMBIA, and the same is forwarded herewith for transmission to the Secretary of State.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. J. R. No. 15 was transmitted to the Secretary of State.

February 21, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *S. J. R. No. 6*, EXEMPT TANGIBLE PROPERTY, and the same is forwarded herewith for transmission to the Secretary of State.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. J. R. No. 6 was transmitted to the Secretary of State.

UNFINISHED BUSINESS

S. B. No. 203, being Unfinished Business, was before the Senate.

On motion of Senator Hinton, *S. B. No. 203* was amended as follows:

On line 2, delete the period and insert the following words, "at a cost not to exceed $15,000.00 in any one year."

S. B. No. 203 then passed on the following roll call:

Yeas, 24; Nays, 1; Absent, 0.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter, Kerr, Lloyd, Mantes, Memmott, Miller, Schmiett, Sowards, Stacey, Steen and Mr. President.

Voting in the negative was Senator Jenkins.

S. B. No. 203 was transmitted to the House.

On motion of Sentor Hafen, the Senate's action on *S. B. No. 166* was reconsidered.

On motion of Senator Hafen, *S. B. No. 166* was made a Special Order of Business for 11:00 A.M., Monday, February 27, 1961.

CONSIDERATION OF BILLS ON THIRD READING

S. B. No. 129, having retained its position on Third Reading, was before the Senate.

On motion of Senator Bullen, the Senate resolved itself into a Committee of the Whole.

Mr. Edward Gosner, Mr. John Magnum, and Mr. Garrett appeared before the Committee of the Whole.

On motion of Senator Hinton, the Committee of the Whole was dissolved.

On motion of Senator Bullen, *S. B. No. 129* was amended as follows:

On page 2, line 5, beginning with the word "but", strike the balance of the line and all of lines 6 and 7.

S. B. No. 129 then passed on the following roll call:

Yeas, 21; Nays, 1; Absent, 3.

Those voting in the affirmative were: Senators Ashton, Barlow, Bullen, Clegg, Cox, Grover, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter (explained vote), Jenkins, Mantes, Memmott, Miller, Schmiett, Sowards, Stacey, Steen and Mr. President.

Voting in the negative was Senator Browning.

Absent and not voting: Senators Fowles, Kerr and Lloyd.

Senator Memmott gave notice that he might on the next legislative day move for reconsideration of *S. B. No. 129*.

On motion of Senator Cox, the Senate adjourned until 10:00 A.M., Wednesday, February 22, 1961.

FORTY-FIFTH DAY

MORNING SESSION

February 22, 1961

The Senate was called to order at 10:00 A.M. President Waddingham in the chair.

Roll Call – All Senators present.

The Prayer was offered by the Chaplain.

February 22, 1961

Mr. President:

Your Committee on Revision of the Journal respectfully reports that we have read the Journal for the forty-fourth day and find it correct with minor amendments noted on the final copy.

Respectfully,
FRANK C. MEMMOTT,
Chairman

Report adopted and filed.

COMMUNICATIONS FROM THE HOUSE

February 21, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day appointed a Conference Committee consisting of Representatives Anderson, R. V. Evans and Cannon, to act with a like committee from the Senate to consider *S. J. R. No. 3*, COMPENSATION OF LEGISLATORS.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

February 20, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 11*, entitled, MOTOR FUEL TAX REFUND, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 11 was read the first time and referred to the Committee on Agriculture and Irrigation.

February 21, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 4*, by Mr. R. Evans, entitled, STATE AND FEDERAL AFFAIRS BOATING ACT, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 4 was read the first time and referred to the Committee on State, Federal, and Military Affairs and Civil Defense.

February 21, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 95*, by Mr. Brusatto, entitled,

OLD AGE INCOME TAX EXEMPTION, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 95 was read the first time and referred to the Committee on Revenue and Taxation.

February 21, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 6*, entitled, PERPETUITIES OF RETIREMENT & PENSION FUNDS, and the same is transmitted herewith for the signature of the President.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 6 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

February 21, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 245*, entitled, APPROPRIATION – JOB STUDY, and the same is transmitted herewith for the signature of the President.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 245 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

February 21, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House,

H. B. No. 66, entitled, UNEMPLOYMENT COMPENSATION BENEFITS, and the same is transmitted herewith for the signature of the President.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 66 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

February 21, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. J. R. No. 20,* entitled, A JOINT RESOLUTION OF THE HOUSE OF REPRESENTATIVES AND THE SENATE OF THE STATE OF UTAH EXPRESSING CONGRATULATIONS TO DR. STERLING M. MCMURRIN FOR HIS APPOINTMENT TO NATIONAL OFFICE, and the same is transmitted herewith for the signature of the President.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. J. R. No. 20 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Secretary of State.

February 21, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. C. R. No. 1,* entitled, A CONCURRENT RESOLUTION URGING THE AMERICAN AUTOMOBILE MANUFACTURERS TO CONSIDER INCLUDING SUITABLE ATTACHMENTS AT THE TIME OF MANUFACTURE OF AUTOMOBILES FOR PROPER INSTALLATION OF AUTOMOBILE SAFETY BELTS, and the same is transmitted herewith for the signature of the President.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. C. R. No. 1 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

February 21, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 5*, entitled, BEQUEST UNDER TRUST, and the same is transmitted herewith for the signature of the President.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 5 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

February 21, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 114*, entitled, INCREASE FEES OF ELECTION JUDGES, and the same is transmitted herewith for the signature of the President.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 114 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

February 21, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 56*, entitled, CO. RECORDER FEES, and the same is transmitted herewith for the signature of the President.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 56 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

COMMUNICATION FROM THE GOVERNOR

February 21, 1961

J. Lambert Gibson
Secretary of Senate
State Capitol Building
Salt Lake City, Utah

Dear Mr. Secretary:

In response to your letter of this date and *S. J. R. 19* I am returning herewith *S. B. 56* for further consideration of the Legislature.

Yours sincerely,
GEORGE D. CLYDE,
Governor

Communication filed.

S. B. No. 56 was placed on the the calendar to be called up and acted upon at a later date.

COMMUNICATIONS FROM THE HOUSE

February 21, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the Senate and House, *S. B. No. 1*, REAPPORTIONMENT, and the same is returned herewith for your action.

Respectfully,
T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 1 was placed on the calendar to be called up and acted upon at a later date.

COMMUNICATIONS

February 20, 1961

Dear Mr. President:

This is to advise that this day Governor Clyde has signed into law the following bills, which have been forwarded to the Secretary of State for filing.

Senate Bill 11 – Amending Section 3-1-6, Utah Code Annotated 1953, Relating to Agricultural Cooperative Associations; Providing for the Placement where Articles of Incorporation Shall be Filed and the fees to be charged therefor.

Senate Bill 12 – Amending Section 21-102, Utah Code Annotated 1953, Relating to Fees of the Secretary of State for his services other than for Services under the Utah Business Corporation Act and the Utah Non-Profit Corporation Act.

Yours sincerely,

LAURENCE J. BURTON,
Administrative Assistant

cc: Secretary of State
Speaker of House of Representatives

Communication filed.

February 20, 1961

Dear Mr. President:

This is to advise that this day Governor Clyde has signed into law the following bills, which have been forwarded to the Secretary of State for filing.

Senate Bill 13 – Pertaining to Corporation Frauds

Senate Bill 14 – Pertaining to Stock Assessments

Senate Bill 24 – Pertaining to Criminal Justice

Senate Bill 27 – Pertaining to Inland Bills of Exchange

Yours sincerely,

LAURENCE J. BURTON,
Administrative Assistant

cc: Secretary of State
Speaker of House of Representatives

Communication filed.

REPORTS OF STANDING COMMITTEES

February 20, 1961

Mr. President:

Your Committee on Highway and Aeronautics, to which was referred *H. B. No. 60*, by Messrs. Rawlings, G. D. Taylor, Cannon, K. W. Gardner, and C. H. Taylor, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

J. FRANCIS FOWLES,
Chairman

Report filed.

H. B. No. 60 was referred to the Sifting Committee.

February 20, 1961

Mr. President:

Your Committee on Highway and Aeronautics, to which was referred *H. B. No. 21*, by Messrs. Warren and Anderson, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

J. FRANCIS FOWLES,
Chairman

Report filed.

H. B. No. 21 was referred to the Sifting Committee.

February 20, 1961

Mr. President:

Your Committee on Education, to which was referred *S. B. No. 218*, by Messrs. Bullen and Hinton, has carefully considered said bill and reports the same out favorably.

Respectfully,

HARVARD R. HINTON,
Chairman

Report filed.

S. B. No. 218 was referred to the Sifting Committee.

February 20, 1961

Mr. President:

Your Committee on Education, to which was referred *S. J. R. No. 17*, by Mr. Grover, has carefully considered said bill and reports the same out favorably.

Respectfully,

HARVARD R. HINTON,
Chairman

Report filed.

S. J. R. No. 17 was referred to the Sifting Committee.

February 21, 1961

Mr. President:

Your Committee on State, Federal, Military Affairs and Civil Defense, to which was referred *H. B. No. 109*, by Messrs. Brusatto, Jenkins, Warren, and W. S. Evans, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

BRUCE S. JENKINS,
Chairman

Report filed.

H. B. No. 109 was referred to the Sifting Committee.

Mr. President: February 21, 1961

Your Committee on State, Federal, Military Affairs and Civil Defense, to which was referred *H. J. R. No. 21*, by Messrs. Carl Taylor, Macfarlane, Ballif, Memmott and Jenkins, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

BRUCE S. JENKINS,
Chairman

Report filed.

H. J. R. No. 21 was referred to the Sifting Committee.

February 21, 1961

Mr. President:

Your Committee on State, Federal, Military Affairs & Civil Defense, to which was referred *H. B. No. 134*, by Messrs. Brusatto, R. V. Evans, Costello and Anderson, has carefully considered said bill and reports the same out favorably.

Respectfully,

BRUCE S. JENKINS,
Chairman

Report filed.

H. B. No. 134 was referred to the Sifting Committee.

February 21, 1961

Mr. President:

Your Committee on State, Federal, Military Affairs & Civil Defense, to which was referred *H. B. No. 77*, by Messrs. Rawlings, Burningham, Jenkins and Warren, has carefully considered said bill and reports the same out favorably.

Respectfully,

BRUCE S. JENKINS,
Chairman

Report filed.

H. B. No. 77 was referred to the Sifting Committee.

February 21, 1961

Mr. President:

Your Committee on State, Federal, Military Affairs & Civil Defense, to which was referred *H. J. R. No. 17*, by Messrs. Hebertson, Brown, Foxley, Tracy and Mrs. Vance, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

BRUCE S. JENKINS,
Chairman

Report filed.

H. J. R. No. 17 was referred to the Sifting Committee.

February 21, 1961

Mr. President:

Your Committee on State, Federal, Military Affairs and Civil Defense, to which was referred *H. B. No. 20*, by Messrs. Hebertson, K. S. Gardner, Lundell, Larsen and Gunnell, has carefully considered said bill and reports the same out favorably.

Respectfully,

BRUCE S. JENKINS,
Chairman

Report filed.

H. B. No. 20 was referred to the Sifting Committee.

February 21, 1961

Mr. President:

Your Committee on State, Federal, Military Affairs and Civil Defense, to which was referred *S. B. No. 209*, by Messrs. Mantes, Steen and Miller, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

BRUCE S. JENKINS,
Chairman

Report filed.

S. B. No. 209 was referred to the Sifting Committee.

February 21, 1961

Mr. President:

Your Committee on State, Federal, Military Affairs and Civil Defense, to which was referred *S. B. No. 205*, by Mr. Steen, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

BRUCE S. JENKINS,
Chairman

Report filed.

S. B. No. 205 was referred to the Sifting Committee.

February 21, 1961

Mr. President:

Your Committee on State, Federal, Military Affairs and Civil Defense, to which was referred *S. B. No. 226*, by Messrs. Lloyd and Cox, has carefully considered said bill and reports the same out favorably.

Respectfully,

BRUCE S. JENKINS,
Chairman

Report filed.

S. B. No. 226 was referred to the Sifting Committee.

February 21, 1961

Mr. President:

Your Committee on State, Federal, Military Affairs and Civil Defense, to which was referred *S. B. No. 221*, by Mr. Miller, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

BRUCE S. JENKINS,
Chairman

Report filed.

S. B. No. 221 was referred to the Sifting Committee.

February 21, 1961

Mr. President:

Your Committee on State, Federal, Military Affairs and Civil Defense, to which was referred *S. B. No. 219*, by Mr. Jenkins, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

BRUCE S. JENKINS,
Chairman

Report filed.

S. B. No. 219 was referred to the Sifting Committee.

February 21, 1961

Mr. President:

Your Committee on State, Federal, Military Affairs and Civil Defense, to which was referred *S. B. No. 216*, by Mr. Hafen, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

BRUCE S. JENKINS,
Chairman

Report filed.

S. B. No. 216 was referred to the Sifting Committee.

February 21, 1961

Mr. President:

Your Committee on Appropriations, to which was referred *S. B. No. 168*, by Messrs. Waddingham, Bullen, Jenkins, Barlow and Hinton, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

ALONZO F. HOPKIN,
Chairman

Report filed.

S. B. No. 168 was referred to the Sifting Committee.

February 21, 1961

Mr. President:

Your Committee on Education, to which was referred *S. B. No. 162*, by Messrs. Hafen and Sowards, has carefully considered said bill and reports the same out favorably.

Respectfully,

HARVARD R. HINTON,
Chairman

Report filed.

S. B. No. 162 was referred to the Sifting Committee.

February 21, 1961

Mr. President:

Your Committee on State, Federal, Military Affairs and Civil Defense, to which was referred *S. J. R. No. 18*, by Messrs. Kerr, Ashton and Steen, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

BRUCE S. JENKINS,
Chairman

Report filed.

S. J. R. No. 18 was referred to the Sifting Committee.

February 21, 1961

Mr. President:

Your Committee on State, Federal, Military Affairs and Civil Defense, to which was referred *S. C. R. No. 5*, by Messrs. Lloyd and Waddingham, has carefully considered said bill and reports the same out favorably.

Respectfully,

BRUCE S. JENKINS,
Chairman

Report filed.

S. C. R. No. 5 was referred to the Sifting Committee.

PRESENTATION OF RESOLUTIONS

On motion of Senator Hammond, and with the unanimous consent of the Senate, the following resolution was presented.

S. J. R. No. 20 By Mr. Hammond

A JOINT RESOLUTION OF APPRECIATION TO THE AMERICAN VETERANS OF WORLD WAR II AND KOREA FOR THE CARRILON OF BELLS PRESENTED TO THE STATE AND INSTALLED IN THE DOME OF THE STATE CAPITOL BUILDING.

REPORTS OF SPECIAL COMMITTEES

February 22, 1961

Mr. President:

Your Sifting Committee reports out the following bills to take their place on the Second Reading Calendar in the order named:

H. B. Nos. 212, 62, 63.

S. B. Nos. 30, 168, 169.

Respectfully,

R. LA VAUN COX,
Chairman

Report adopted and filed.

On motion of Senator Hinton, the Senate resolved itself into a Committee of the Whole.

Mr. Allen West and Supt. Lynn Bennion and Supt. J. Easton Parrott appeared before the Committee of the Whole.

On motion of Senator Hinton, the Committee of the Whole was dissolved.

On motion of Senator Cox, the Senate recessed until 1:30 P.M.

AFTERNOON SESSION

The Senate re-assembled.

President Waddingham in the chair.

On motion of Senator Hinton, the Senate resolved itself into a Committee of the Whole.

Mr. Allen West appeared before the Committee of the Whole.

On motion of Senator Bullen, the Committee of the Whole was dissolved.

COMMUNICATIONS FROM THE HOUSE

February 22, 1961

Mr. President:

I am directed to request your honorable body to return to the House *S. B. No. 1*, entitled, REAPPORTIONMENT, for further consideration.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 1 was ordered returned to the House.

SPECIAL ORDER

H. B. No. 23, being a Special Order of Business, was before the Senate.

On motion of Senator Bullen, the Senate resolved itself into a Committee of the Whole.

Mr. Max Miller, Dr. J. W. Whitely, Mr. LeGrande Jarman, Mr. Van Battenberg, and Mr. Paul Martin appeared before the Committee of the Whole.

On motion of Senator Jenkins, the Committee of the Whole was dissolved.

H. B. No. 23 was placed on the Third Reading Calendar on the following roll call:

Yeas, 19; Nays, 5; Absent, 1.

Those voting in the affirmative were: Senators Barlow, Cox, Grover, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter, Jenkins, Kerr, Lloyd, Mantes, Memmott, Schmiett, Sowards, Stacey, Steen and Mr. President.

Those voting in the negative were: Sentaors Ashton, Browning, Bullen, Clegg and Fowles.

Absent and not voting: Senator Miller.

Senator Memmott gave notice that he would not move for reconsideration of *S. B. No. 129*.

S. B. No. 129 was transmitted to the House.

On motion of Senator Kerr, the Senate recessed for 10 minutes.

The Senate re-assembled.

On motion of Senator Hinton, the Senate resolved itself into a Committee of the Whole.

Representatives of U.E.A. and Superintendents of various School Districts appeared before the Committee of the Whole.

On motion of Senator Kerr, the Committee of the Whole was dissolved.

On motion of Senator Kerr, the Senate adjourned until 10:00 A.M., Thursday, February 23, 1961.

FORTY-SIXTH DAY

MORNING SESSION

February 23, 1961

The Senate was called to order at 10:00 A.M. President Waddingham in the chair.

Roll Call – All Senators present.

The Prayer was offered by the Chaplain.

February 23, 1961

Mr. President:

Your Committee on Revision of the Journal respectfully reports that we have read the Journal for the forty-fifth day and find it correct with minor amendments noted on the final copy.

Respectfully,

FRANK C. MEMMOTT,
Chairman

Report adopted and filed.

COMMUNICATIONS FROM THE HOUSE

February 22, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 82*, entitled, TRANSFER MOTOR FUEL TAXES TO

STATE BOATING FUND, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 82 was read the first time and referred to the Committee on Revenue and Taxation.

February 22, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 89*, entitled, INCREASE BOUNTY FUND MILL LEVY ON SHEEP, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 89 was read the first time and referred to the Committee on Revenue and Taxation.

February 22, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 71*, by Mr. Dalton, entitled, FEES OF LICENSE AGENTS AND MINIMUM FINE, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 71 was read the first time and referred to the Committee on State, Federal, and Military Affairs and Civil Defense.

REPORTS OF STANDING COMMITTEES

February 22, 1961

Mr. President:

Your Committee on Revenue and Taxation, to which was referred *H. B. No. 95*, by Messrs. Brusatto, Anderson and Costello, has carefully considered

said bill and reports the same out without recommendation.

Respectfully,

FRANK M. BROWNING,
Chairman

Report filed.

H. B. No. 95 was referred to the Sifting Committee.

February 21, 1961

Mr. President:

Your Committee on Revenue and Taxation, to which was referred *S. B. No. 229*, by Messrs. Cox and Mantes, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

FRANK M. BROWNING,
Chairman

Report filed.

S. B. No. 229 was referred to the Sifting Committee.

February 22, 1961

Mr. President:

Your Committee on Revenue and Taxation, to which was referred *S. B. No. 243*, by Messrs. Hinton, Waddingham and Cox, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

FRANK M. BROWNING,
Chairman

Report filed.

S. B. No. 243 was referred to the Sifting Committee.

February 22, 1961

Mr. President:

Your Committee on Revenue and Taxation, to which was referred *S. B. No. 238*, by Messrs. Hinton, Kerr and Memmott, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

FRANK M. BROWNING,
Chairman

Report filed.

S. B. No. 238 was referred to the Sifting Committee.

February 22, 1961

Mr. President:

Your Committee on Business and Commerce, to which was referred *S. B. No. 244*, by Messrs. Mantes and Cox, has carefully considered said bill and reports the same out favorably.

Respectfully,

E. G. MANTES,
Chairman

Report filed.

S. B. No. 244 was referred to the Sifting Committee.

February 22, 1961

Mr. President:

Your Committee on Business and Commerce, to which was referred *S. B. No. 245*, by Messrs. Mantes and Cox, has carefully considered said bill and reports the same out favorably.

Respectfully,

E. G. MANTES,
Chairman

Report filed.

S. B. No. 245 was referred to the Sifting Committee.

February 22, 1961

Mr. President:

Your Committee on Rules to which has been referred *S. B. No. 4* pertaining to MODEL CORPORATION ACT, has examined and carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,

HAVEN J. BARLOW,
Chairman

Report filed.

S. B. No. 4 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

February 23, 1961

Mr. President:

Your Sifting Committee reports out the following bills to take their place on the Second Reading Calendar in the order named:

S. B. Nos. 168, 169, 30.

H. B. Nos. 62, 63.

Respectfully,

R. LA VAUN COX,
Chairman

Report adopted and filed.

Senator Kerr, with the aid of five Senators, requested a Call of the Senate.

Senators Clegg, Lloyd, Hunter, Bullen, Hafen, Schmiett, Jenkins, Miller and Hopkin were absent without leave.

On motion of Senator Grover, the Call of the Senate was lifted.

On motion of Senator Hinton, the Senate resolved itself into a Committee of the Whole.

Supt. Elmer Hartvigsen appeared before the Committee of the Whole.

On motion of Senator Hinton, the Committee of the Whole was dissolved.

REPORTS OF STANDING COMMITTEES

February 23, 1961

Mr. President:

Your Committee on Rules to which was referred *S. J. R. No. 20* returns the same for consideration by the Senate.

Respectfully,
HAVEN J. BARLOW,
Chairman

Report filed.

On motion of Senator Hammond, the rules were suspended and the Senate voted to now consider *S. J. R. No. 20.*

On motion of Senator Hammond, the rules were suspended and *S. J. R. No. 20* was read the second and third times and placed on its final passage.

S. J. R. No. 20 then passed on the following roll call:

Yeas, 19; Nays, 0, Absent, 6.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hunter, Jenkins, Mantes, Memmott, Miller, Schmiett, Sowards, Stacey and Mr. President.

Absent and not voting: Senators Bullen, Clegg, Hopkin, Kerr, Lloyd and Steen.

S. J. R. No. 20 was transmitted to the House.

On motion of Senator Hammond, the Senate resolved itself into a Committee of the Whole.

The National Amvet Commander, Mr. Harold Russell, Supt. Elmer Hartvigsen, Mr. Lewis Lloyd and Supt. J. Easton Parratt appeared before the Committee of the Whole.

On motion of Senator Hinton, the Committee of the Whole was dissolved.

On motion of Senator Hinton, the Senate recessed until 2:00 P.M.

AFTERNOON SESSION

The Senate re-assembled at 2:00 P.M.

President Waddingham in the chair.

On motion of Senator Hinton, the Senate resolved itself into a Committee of the Whole.

Mr. Lewis Lloyd, Mr. Leonard McDonald, Mr. Allen West and Supt. Bell appeared before the Committee of the Whole.

On motion of Senator Kerr, the Committee of the Whole was dissolved.

On motion of Senator Jenkins, the Senate recessed for 15 minutes.

The Senate re-assembled.

REPORTS OF STANDING COMMITTEES

February 20, 1961

Mr. President:

Your Committee on Public Health, Welfare and Institutions, to which was referred *H. B. No. 3*, by Messrs. C. H. Taylor, Ken Gardner, Sheffield, Dalton and Mrs. Vance, has carefully considered said bill and reports the same out favorably.

Respectfully,

VERNON L. HOLMAN,
Chairman

Report filed.

H. B. No. 3 was referred to the Sifting Committee.

February 20, 1961

Mr. President:

Your Committee on Public Health, Welfare and Institutions, to which was referred *H. B. No. 1*, by Messrs. C. H. Taylor, Ken Gardner, Sheffield, Dalton and Mrs. Vance, has carefully considered said bill and reports the same out favorably.

Respectfully,

VERNON L. HOLMAN,
Chairman

Report filed.

H. B. No. 1 was referred to the Sifting Committee.

February 20, 1961

Mr. President:

Your Committee on Public Health, Welfare and Institutions, to which was referred *H. B. No. 137*, by Messrs. K. S. Gardner, Squire, Collard, Madsen and Dickson, has carefully considered said bill and reports the same out favorably.

Respectfully,

VERNON L. HOLMAN,
Chairman

Report filed.

H. B. No. 137 was referred to the Sifting Committee.

February 23, 1961

Mr. President:

Your Committee on Highways and Aeronautics, to which was referred *S. B. No. 231*, by Messrs. Barlow and Memmott, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

J. FRANCIS FOWLES,
Chairman

Report filed.

S. B. No. 231 was referred to the Sifting Committee.

February 23, 1961

Mr. President:

Your Committee on Political Subdivisions, to which was referred *S. B. No. 227*, by Messrs. Waddingham, Steen and Barlow, has carefully considered

said bill and reports the same out favorably.

Respectfully,

R. LA VAUN COX,
Chairman

Report filed.

S. B. No. 227 was referred to the Sifting Committee.

February 23, 1961

Mr. President:

Your Committee on State, Federal, Military Affairs and Civil Defense, to which was referred *S. B. No. 190*, by Mr. Jenkins, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

BRUCE S. JENKINS,
Chairman

Report filed.

S. B. No. 190 was referred to the Sifting Committee.

February 23, 1961

Mr. President:

Your Committee on State, Federal, Military Affairs and Civil Defense, to which was referred *S. B. No. 185*, by Messrs. Jenkins and Waddingham, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

BRUCE S. JENKINS,
Chairman

Report filed.

S. B. No. 185 was referred to the Sifting Committee.

February 23, 1961

Mr. President:

Your Committee on State, Federal, Military Affairs and Civil Defense, to which was referred *S. B. No. 217*, by Mr. Grover, has carefully considered said bill and reports the same back without recommendation.

Respectfully,

BRUCE S. JENKINS,
Chairman

S. B. No. 217 was referred to the Sifting Committee.

February 23, 1961

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 214*, by Messrs. Jenkins and Ashton, has carefully considered said bill and reports the same out favorably.

Respectfully,
SHERMAN P. LLOYD,
Chairman

Report filed.

S. B. No. 214 was referred to the Sifting Committee.

February 23, 1961

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 224*, by Messrs. Lloyd, Fowles, Cox, Hammond and Hunter, has carefully considered said bill and reports the same out favorably.

Respectfully,
SHERMAN P. LLOYD,
Chairman

Report filed.

S. B. No. 224 was referred to the Sifting Committee.

February 23, 1961

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 225*, by Mr. Lloyd, has carefully considered said bill and reports the same out without recommendation.

Respectfully,
SHERMAN P. LLOYD,
Chairman

Report filed.

S. B. No. 225 was referred to the Sifting Committee.

CONSIDERATION OF BILLS ON THIRD READING

S. B. No. 56 was before the Senate.

On motion of Senator Ashton, *S. B. No. 56* retained its position on the Third Reading Calendar.

S. B. No. 193 was read the third time and placed on its final passage.

On motion of Senator Hinton, *S. B. No. 193* was amended as follows:

On line 3, following the word "instruments", insert the words, "executed after July 1, 1961".

S. B. No. 193 then passed on the following roll call:

Yeas, 23; Nays, 0; Absent, 2.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Hopkin, Hunter, Jenkins, Kerr, Lloyd, Mantes, Memmott, Miller, Schmiett, Sowards, Steen and Mr. President.

Absent and not voting: Senators Holman and Stacey.

S. B. No. 193 was transmitted to the House.

On motion of Senator Cox, the Senate recessed for 15 minutes.

The Senate re-assembled.

INTRODUCTION OF BILLS

On the motion of Senator Miller, and with the unanimous consent of the Senate, the following bills were introduced.

S. B. No. 252 By Mr. Miller

AN ACT APPROPRIATING $331,520.00 TO THE SECRETARY OF STATE TO PROVIDE FOR MAINTENANCE, UTILITIES AND GENERAL UPKEEP OF THE STATE OFFICE BUILDING, was read the first time and referred to the Committee on Rules.

S. B. No. 253 By Messrs. Jenkins and Hafen

AN ACT AMENDING SECTION 67-8-9, UTAH CODE ANNOTATED 1953, AS AMENDED BY CHAPTER 152, LAWS OF UTAH 1957, SECTION 7-1-1, UTAH CODE ANNOTATED 1953, SECTION 31-2-2, UTAH CODE ANNOTATED 1953, AS AMENDED BY CHAPTER 47, LAWS OF UTAH 1959, AS AMENDED BY CHAPTER 2, LAWS OF UTAH 1959, FIRST SPECIAL SESSION, AND SECTION 41-13-2, UTAH CODE ANNOTATED 1953, AS AMENDED BY CHAPTER 71, LAWS OF UTAH 1953, AS AMENDED BY CHAPTER 3, LAWS OF UTAH 1959, FIRST SPECIAL SESSION, RELATING TO THE SALARIES FOR APPOINTIVE OFFICERS OF THE STATE, PROVIDING FOR A MINIMUM AND MAXIMUM SALARY TO BE DETERMINED BY THE BOARD OF EXAMINERS, was read the first time and referred to the Committee on Rules.

COMMUNICATIONS FROM THE HOUSE

February 23, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, *S. J. R. No. 20,* A JOINT RESOLUTION OF APPRECIATION TO THE AMERICAN VETERANS OF WORLD WAR II AND KOREA FOR THE CARRILON OF BELLS PRESENTED TO THE STATE AND INSTALLED IN THE DOME OF THE STATE CAPITOL BUILDING, and the same is returned herewith for your further action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. J. R. No. 20 was referred to the Committee on Rules to be enrolled and engrossed.

February 23, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *S. B. No. 62,* entitled, BEDDING AND FURNITURE INSPECTION, and the same is returned herewith for your further action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 62 was referred to the Committee on Rules to be enrolled and engrossed.

February 23, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day rejected *S. B. No. 88,* EMBALMING LICENSES, and the same is returned herewith for your further action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 88 was ordered filed.

REPORTS OF STANDING COMMITTEES

February 23, 1961

Mr. President:

Your Sifting Committee reports out the following bills to take their place on the Second Reading Calendar in the order named:

H. B. No. 212.

Respectfully,

R. LA VAUN COX,
Chairman

Report adopted and filed.

On motion of Senator Cox, *H. B. No. 212* was made a Special Order of Business for 11:00 A.M., Friday, February 24, 1961.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 168 was read the second time.

Committee report read and adopted.

S. B. No. 168 was placed on the Third Reading Calendar on the following roll call:

Yeas, 16; Nays, 9; Absent, 0.

Those voting in the affirmative were: Senators Barlow, Browning, Cox, Fowles, Grover, Hinton, Holman, Hopkin, Hunter, Jenkins, Mantes, Memmott, Miller, Schmiett, Sowards and Mr. President.

Those voting in the negative were: Senators Ashton, Bullen, Clegg, Hafen, Hammond, Kerr (explained vote), Lloyd, Stacey and Steen.

S. B. No. 169 was read the second time.

Committee report read and adopted.

S. B. No. 169 was placed on the Third Reading Calendar on the following roll call:

Yeas, 25; Nays, 0; Absent, 0.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter, Jenkins, Kerr, Lloyd, Mantes, Memmott, Miller, Schmiett, Sowards, Stacey, Steen (explained vote) and Mr. President.

On motion of Senator Lloyd, the Senate adjourned until 10:00 A.M., Friday, February 24, 1961.

FORTY-SEVENTH DAY

MORNING SESSION

February 24, 1961

The Senate was called to order at 10:00 A.M. President Waddingham in the chair.

Roll Call – All Senators present.

The Prayer was offered by the Chaplain.

February 24, 1961

Mr. President:

Your Committee on Revision of the Journal respectfully reports that we have read the Journal for the forty-sixth day and find it correct with minor amendments noted on the final copy.

Respectfully,

FRANK C. MEMMOTT,
Chairman

Report adopted and filed.

COMMUNICATIONS FROM THE HOUSE

February 23, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the Senate, *S. B. No. 29*, UTAH SCHOOL EMPLOYEES' RETIREMENT ACT, and the same is returned herewith for your further action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 29 was referred to the Committee on Rules to be enrolled and engrossed.

February 22, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the Senate, *S. B. No. 1*, entitled, REAPPORTIONMENT, and the same is returned herewith for your further action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 1 was referred to the Committee on Rules to be enrolled and engrossed.

February 23, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. J. R. No. 22*, A JOINT RESOLUTION OF THE HOUSE OF REPRESENTATIVES AND THE SENATE OF THE STATE OF UTAH EXPRESSING CONGRATULATIONS TO ALLAN M. WEST FOR HIS APPOINTMENT TO THE STAFF OF THE NATIONAL EDUCATION ASSOCIATION, and the same is transmitted herewith for the signature of the President.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. J. R. No. 22 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Secretary of State.

February 23, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 40*, DEFINE INSECTICIDES, and the same is transmitted herewith for the signature of the President.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 40 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

REPORTS OF STANDING COMMITTEES

February 24, 1961

Mr. President:

Your Rules Committee, to which were referred

S. B. No. 252 Appropriations

S. B. No. 253 Salaries

reports the same back with a few minor changes assented to by the authors and recommends the same be printed.

Respectfully,

HAVEN J. BARLOW,
Chairman

Report adopted and filed.

The above bills were ordered printed and referred to the committees indicated.

February 23, 1961

Mr. President:

Your Committee on Industry, to which was referred *S. B. No. 250*, by Messrs. Mantes, Cox and Ashton, has carefully considered said bill and reports the same out favorably.

Respectfully,

CLYDE L. MILLER,
Chairman

Report filed.

S. B. No. 250 was referred to the Sifting Committee.

February 23, 1961

Mr. President:

Your Committee on Fish and Game, to which was referred *S. B. No. 234*, by Messrs. Hunter and Sowards, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

FRANK C. MEMMOTT,
Chairman

Report filed.

S. B. No. 234 was referred to the Sifting Committee.

February 23, 1961

Mr. President:

Your Committee on Fish and Game, to which was referred *S. C. R. No. 6*, by Messrs. Hopkins, Sowards and Stacey, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

FRANK C. MEMMOTT,
Chairman

Report filed.

S. C. R. No. 6 was referred to the Sifting Committee.

February 23, 1961

Mr. President:

Your Committee on Education, to which was referred *S. B. No. 251*, by Mr. Schmiett, has carefully considered said bill and reports the same out favorably.

Respectfully,

HARVARD R. HINTON,
Chairman

Report filed.

S. B. No. 251 was referred to the Sifting Committee.

February 23, 1961

Mr. President:

Your Committee on Fish and Game, to which was referred *H. B. No. 29*, by Messrs. Monroe, Collard, K. S. Gardner, and T. D. A. Smith, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

FRANK C. MEMMOTT,
Chairman

Report filed.

H. B. No. 29 was referred to the Sifting Committee.

February 23, 1961

Mr. President:

Your Committee on Revenue and Taxation, to which was referred *H. B. No. 82*, by Messrs. G. D. Taylor, Welch and K. W. Gardner, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

FRANK M. BROWNING,
Chairman

Report filed.

H. B. No. 82 was referred to the Sifting Committee.

February 23, 1961

Mr. President:

Your Committee on Revenue and Taxation, to which was referred *H. B. No. 89*, by Messrs. Johnson, Collard, Clyde, Redd and K. Smith, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

FRANK M. BROWNING,
Chairman

Report filed.

H. B. No. 89 was referred to the Sifting Committee.

February 20, 1961

Mr. President:

Your Committee on Public Health, Welfare and Institutions, to which was referred *S. B. No. 220*, by Messrs. Jenkins and Grover, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

VERNON L. HOLMAN,
Chairman

Report filed.

S. B. No. 220 was referred to the Sifting Committee.

February 20, 1961

Mr. President:

Your Committee on Public Health, Welfare and Institutions, to which was referred *S. B. No. 163*, by Messrs. Hafen and Bullen, has carefully considered said bill and reports the same out favorably.

Respectfully,

VERNON L. HOLMAN,
Chairman

Report filed.

S. B. No. 163 was referred to the Sifting Committee.

February 23, 1961

Mr. President and Mr. Speaker:

Your Joint Conference Committee on *S. J. R. No. 3*, has carefully considered the resolution and recommends as follows:

That the House recede from its amendment Section 9, line 4 and that the Senate concur in the House amendment Section 9, line 5, 6, 7, and 8.

Respectfully submitted,

WENDELL GROVER, Chairman
Senate Committee

RALPH C. ANDERSON, Chairman
House Committee

Committee report read and adopted.

S. J. R. No. 3 then passed on the following roll call:

Yeas, 22; Nays, 1; Absent, 2.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hopkin, Jenkins, Kerr, Lloyd, Mantes, Memmott, Miller, Schmiett, Sowards, Steen and Mr. President.

Voting in the negative was Senator Hunter.

Absent and not voting: Senators Bullen and Stacey.

S. J. R. No. 3 was transmitted to the House.

SPECIAL ORDER

S. B. No. 178, being a Special Order of Business, was before the Senate.

On motion of Senator Jenkins, *S. B. No. 178* was placed at the head of the Third Reading Calendar.

SPECIAL ORDER

S. B. No. 117, being a Special Order of Business, was before the Senate.

On motion of Senator Clegg, the Senate resolved itself into a Committee of the Whole.

Dr. Robert Wharton, Mr. Wilbur Parkinson, and Mr. Richard Mullner appeared before the Committee of the Whole.

On motion of Senator Clegg, the Committee ot the Whole was dissolved.

On motion of Senator Clegg, *S. B. No. 117* was amended as follows:

On page 2, line 1, delete the figure "100" and insert in lieu thereof the figure "10".

S. B. No. 117 then passed on the following roll call:

Yeas, 22; Nays, 0; Absent, 3.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hinton, Holman, Hopkin, Hunter, Jenkins, Kerr, Mantes, Memmott, Miller, Schmiett, Sowards, Steen and Mr. President.

Absent and not voting: Senators Hammond, Lloyd and Stacey.

S. B. No. 117 was transmitted to the House.

CONSIDERATION OF BILLS ON THIRD READING

S. B. No. 178, having been read the third time, was before the Senate.

On motion of Senator Hopkin, the Senate resolved itself into a Committee of the Whole.

Mr. Jay Bingham appeared before the Committee of the Whole.

On motion of Senator Hopkin, the Committee of the Whole was dissolved.

S. B. No. 178 then passed on the following roll call:

Yeas, 20; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Fowles, Grover, Hafen, Hammond, Holman, Hopkin, Hunter, Jenkins, Kerr, Mantes, Miller, Schmiett, Sowards, Steen and Mr. President.

Absent and not voting: Senators Cox, Hinton, Lloyd, Memmott and Stacey.

S. B. No. 178 was transmitted to the House.

S. B. No. 91 was read the third time and placed on its final passage.

S. B. No. 91 then passed on the following roll call:

Yeas, 21; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman,

Hunter, Jenkins, Kerr, Mantes, Memmott, Schmiett, Sowards, Steen and Mr. President.

Absent and not voting: Senators Hopkin, Lloyd, Miller and Stacey.

S. B. No. 91 was transmitted to the House.

S. B. No. 56, having been recalled and returned from the Governor, was before the Senate.

Upon motion of Senator Barlow, the rules were suspended, and the signing by the President and the vote by which *S. B. No. 56* passed, were reconsidered by the Senate.

On motion of Senator Barlow, *S. B. No. 56* was amended as follows:

On page 2, line 1, following the word "active" insert the words "and retired".

On line 2, following the word "system," insert the words "one of whom must be a retired person." Strike the words "and one person elected under the supervision".

On page 2, strike all of lines 3 and 4.

On page 2, line 5, strike "30, 1966", strike the brackets around the word "five", and strike the word "six".

On page 2, line 6, strike the brackets around the word "five", and strike the words "six" and "except as provided above".

On page 3, line 9, strike "1961" and in lieu thereof insert "1962".

S. B. No. 56 then passed on the following roll call:

Yeas, 20; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hunter, Jenkins, Kerr, Memmott, Schmiett, Sowards, Steen and Mr. President.

Absent and not voting: Senators Hopkin, Lloyd, Mantes, Miller and Stacey.

S. B. No. 56 was transmitted to the House.

SPECIAL ORDER

H. B. No. 212, being a Special Order of Business, was before the Senate.

H. B. No. 212 was read the second time.

Committee report read and adopted.

H. B. No. 212 was placed on the Third Reading Calendar on the following roll call:

Yeas, 23; Nays, 0; Absent, 2.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter, Jenkins, Kerr, Mantes, Memmott, Miller, Schmiett, Sowards, Steen and Mr. President.

Absent and not voting: Senators Lloyd and Stacey.

CONSIDERATION OF BILLS ON THIRD READING

S. B. No. 126 was read the third time and placed on its final passage.

S. B. No. 126 then passed on the following roll call:

Yeas, 22; Nays, 1; Absent, 2.

Those voting in the affirmative were: Senators Ashton, Barlow, Clegg, Cox,, Fowles, Grover (explained vote), Hafen, Hammond, Hinton, Holman, Hopkin, Hunter, Kerr, Lloyd, Mantes, Memmott, Miller, Schmiett, Sowards, Stacey, Steen and Mr. President.

Voting in the negative was Senator Bullen (explained vote).

Absent and not voting: Senators Browning and Jenkins.

S. B. No. 126 was transmitted to the House.

H. B. No. 23 was read the third time and placed on its final passage.

H. B. No. 23 then passed on the following roll call:

Yeas, 16; Nays, 8; Absent, 1.

Those voting in the affirmative were: Senators Barlow, Clegg, Grover, Hafen, Hinton, Holman, Hopkin, Hunter, Jenkins, Lloyd (explained vote), Mantes, Memmott, Miller, Sowards, Steen and Mr. President.

Those voting in the negative were: Senators Ashton, Browning, Bullen, Cox, Fowles, Hammond, Kerr and Schmiett.

Absent and not voting: Senator Stacey.

H. B. No. 23 was returned to the House.

COMMUNICATIONS FROM THE HOUSE

February 23, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the Senate and House, *S. B. No. 89*, ACCIDENT AND HEALTH INSURANCE, and the same is returned herewith for your further action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

On the motion of Senator Barlow, the Senate voted to concur in the House amendments.

S. B. No. 89 then passed on the following roll call:

Yeas, 21; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Ashton, Barlow, Bullen, Clegg, Cox, Fowles, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter, Jenkins, Kerr, Mantes, Memmott, Miller, Schmiett, Sowards, Steen and Mr. President.

Absent and not voting: Senators Browning, Grover, Lloyd and Stacey.

S. B. No. 89 was referred to the Committee on Rules to be enrolled and engrossed.

On motion of Senator Cox, the Senate recessed until 2:00 P.M.

AFTERNOON SESSION

The Senate re-assembled.

President Waddingham in the chair.

REPORTS OF SPECIAL COMMITTEES

February 24, 1961

Mr. President:

Your Sifting Committee reports out the following bills to take their place on the Second Reading Calendar in the order named:

S. B. No. 30, H. B. Nos. 62 and 63.

Respectfully,

R. LA VAUN COX,
Chairman

Report adopted and filed.

REPORTS OF STANDING COMMITTEES

February 24, 1961

Mr. President:

Your Committee on Education, to which was referred *S. B. No. 246*, by Messrs. Hinton, Waddingham and Cox, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

HARVARD R. HINTON,
Chairman

Report filed.

S. B. No. 246 was referred to the Sifting Committee.

February 24, 1961

Mr. President:

Your Committee on Education, to which was referred *S. B. No. 249*, by Messrs. Cox and Mantes, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

HARVARD R. HINTON,
Chairman

Report filed.

S. B. No. 249 was referred to the Sifting Committee.

CONSIDERATION OF BILLS ON THIRD READING

S. B. No. 168 was read the third time and placed on its final passage.

On motion of President Waddingham, *S. B. No. 168* was amended as follows:

Page 11, line 10, strike all of lines 10 to 25 inclusive.

Page 11, line 26, strike "53-11-51" and insert "53-11-50."

On motion of President Waddingham, *S. B. No. 168* was amended as follows:

Page 5 between lines 6 and 7 insert a new paragraph as follows:

"In establishing eligibility for any five year period, except the initial five year eligibility period, a district may include in its computation of additional classroom needs one classroom for each thirty-five thousand dollars of bonds which were issued since the district first qualified for building aid and which remain outstanding."

On motion of President Waddingham, *S. B. No. 168* was amended as follows:

Page 10, line 1, after the word "contribution" insert a period and strike the balance of the line and all of lines 2 through 8. Insert the following:

"The districts qualifying for bonding unit aid, including those who have applied for alternate building aid, shall receive all of said bonding unit aid.

(3) The amount of the bonding unit aid of a district which applies and qualifies for alternate building aid shall be deducted from the amount of its original alternate building aid and the difference shall constitute its residual alternate building aid.

(4) Alternate building aid funds available shall be allocated to each of the districts which qualified for alternate building aid in the same proportion that the lesser of their original or residual alternate building aid amounts for the qualifying year bears to the total of the lesser of the original or residual alternate aid amounts of all said districts.

On motion of President Waddingham, *S. B. No. 168* was amended as follows:

Page 10, line 31, after the word "act" insert the following:

"An amount of $25,000, or so much thereof as may be necessary, of this appropriation shall be reserved for necessary

expenses of the State Board of Education incurred in administering this act."

S. B. No. 168 then passed on the following roll call:

Yeas, 15; Nays, 8; Absent, 2.

Those voting in the affirmative were: Senators Barlow, Browning, Cox, Fowles, Grover, Hinton, Holman, Hopkin, Jenkins, Mantes, Memmott, Miller, Schmiett, Sowards and Mr. President.

Those voting in the negative were: Senators Ashton, Bullen, Clegg, Hafen, Hammond, Hunter, Lloyd and Steen.

Absent and not voting: Senators Kerr and Stacey.

S. B. No. 168 was transmitted to the House.

S. B. No. 169 was read the third time and placed on its final passage.

S. B. No. 169 then passed on the following roll call:

Yeas, 23; Nays, 0; Absent, 2.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter, Jenkins, Lloyd, Mantes, Memmott, Miller, Schmiett, Sowards, Steen and Mr. President.

Absent and not voting: Senators Kerr and Stacey.

S. B. No. 169 was transmitted to the House.

On motion of Senator Jenkins, the rules were suspended and *H. B. No. 212* was read the third time and placed on its final passage.

H. B. No. 212 then passed on the following roll call:

Yeas, 23; Nays, 0; Absent, 2.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter, Jenkins, Lloyd, Mantes, Memmott, Miller, Schmiett, Sowards, Steen and Mr. President.

Absent and not voting: Senators Kerr and Stacey.

H. B. No. 212 was returned to the House.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 30 was read the second time.

Committee report read and adopted.

On motion of Sentor Grover, *S. B. No. 30* was amended as follows:

Page 1, line 16 of the title, delete entire line.

Line 17 of the title, delete the percentage figure, words and semi-colon "4% TO EQUAL THAT PAID BY MEMBERS;"

Page 7, line 2, delete the inserted figure "1/100" and insert in lieu thereof the words "nine-tenths of one percent."

Line 29, delete the inserted words "one-one hundredth" and insert in lieu thereof the words "ninety-five hundredths of one percent."

Line 30, following the word "him", delete the comma and the remainder of the line.

Line 31, delete all the line, except the period.

On motion of Senator Grover, *S. B. No. 30* was amended as follows:

On page 6, line 8, following the word "to", insert the words "three and one-half "and delete the word "four".

S. B. No. 30 was placed on the Third Reading Calendar on the following roll call:

Yeas, 16; Nays, 5; Absent, 4.

Those voting in the affirmative were: Senators Barlow, Browning, Clegg, Cox, Fowles, Grover, Hafen, Hinton, Holman, Hopkin, Jenkins, Mantes, Memmott, Miller, Schmiett and Mr. President.

Those voting in the negative were: Senators Ashton, Bullen, Hammond, Hunter and Lloyd.

Absent and not voting: Senators Kerr, Sowards, Stacey and Steen.

H. B. No. 62 was read the second time.

Committee report read and adopted.

President Waddingham, with the aid of five Senators, requested a Call of the Senate.

Senators Barlow, Stacey, Browning, Memmott, and Jenkins were absent without leave.

On motion of Senator Grover, the Call of the Senate was lifted.

On motion of President Waddingham, *H. B. No. 62* was amended as follows:

On page 10, delete all of lines 2, 3, 4, 5, 6, 7, 8, 9, and the words of line 10 up to and through the word "district."

On motion of Senator Grover, *H. B. No. 62* was amended as follows:

On page 8, line 4, strike the word "eight" and insert in lieu thereof the word "nine".

On motion of Senator Grover, *H. B. No. 62* was amended as follows:

On page 8, at the end of line 5, strike the House amendment.

On motion of Senator Hinton, the Senate recessed for 15 minutes.

The Senate re-assembled.

CONSIDERATION OF BILLS ON SECOND READING

H. B. No. 62 was placed on the Third Reading Calendar on the following roll call:

Yeas, 13; Nays, 8; Absent, 4.

Those voting in the affirmative were: Senators Browning, Cox, Grover, Hinton, Holman, Hopkin, Jenkins, Mantes, Memmott, Miller, Schmiett, Sowards and Mr. President.

Those voting in the negative were: Senators Ashton, Barlow, Clegg, Hafen, Hammond, Hunter, Lloyd and Steen.

Absent and not voting: Senators Bullen, Fowles, Kerr and Stacey.

H. B. No. 63 was read the second time.

Committee report read and adopted.

H. B. No. 63 was placed on the Third Reading Calendar on the following roll call:

Yeas, 13; Nays, 7; Absent, 5.

Those voting in the affirmative were: Senators Browning (explained vote), Cox, Grover, Hinton, Holman, Hopkin, Jenkins, Mantes, Memmott, Miller, Schmiett, Sowards and Mr. President.

Those voting in the negative were: Senators Ashton, Barlow, Clegg, Hafen, Hammond, Hunter and Lloyd.

Absent and not voting: Senators Bullen, Fowles, Kerr, Stacey and Steen.

REPORTS OF SPECIAL COMMITTEES

February 24, 1961

Mr. President:

Your Sifting Committee reports out the following bills to take their place on the Second Reading Calendar in the order named:

H. B. No. 33, S. B. Nos. 54, 132, 159, 48, 42, 43, S. C. R. No. 2, S. B. Nos. 191, 192, 214, 224, 78 and 173.

Respectfully,

R. LA VAUN COX,
Chairman

Report adopted and filed.

On motion of Senator Grover, *H. B. No. 33* was made a Special Order of Business for 10:30 A.M., Wednesday, March 1, 1961.

On motion of Senator Grover, *S. B. No. 54* was made a Special Order of Business for 10:30 A.M., Thursday, March 2, 1961.

On motion of Senator Jenkins, the Senate adjourned until 10:00 A.M., Monday, February 27, 1961.

FIFTIETH DAY

MORNING SESSION

February 27, 1961

The Senate was called to order at 10:00 A.M. President Waddingham in the chair.

Roll Call – All Senators present.

The Prayer was offered by the Chaplain.

February 27, 1961

Mr. President:

Your Committee on Revision of the Journal respectfully reports that we have read the Journal for the forty-seventh day and find it correct with minor amendments noted on the final copy.

Respectfully,

FRANK C. MEMMOTT,
Chairman

Report adopted and filed.

COMMUNICATIONS FROM THE GOVERNOR

February 23, 1961

Dear President Waddingham:

This is to advise that this day Governor Clyde has signed into law the following bills, which have been forwarded to the Secretary of State for filing.

Senate Bill 20 – NONRESIDENT FISHING LICENSES

Senate Bill 3 – RELATING TO THE ESTABLISHMENT AND ADMINISTRATION OF A STATE FORESTRY AND WILDLAND FIRE PROTECTION

PROGRAM FOR THE STATE OF UTAH

Yours sincerely,

LAURENCE J. BURTON,
Administrative Assistant

cc: Secretary of State
Speaker of House of Representatives

Communication filed.

February 24, 1961

Dear President Waddingham:

This is to advise that this day, February 23, Governor Clyde has signed into law the following bills, which have been forwarded to the Secretary of State for filing.

Senate Bill 76 – RELATING TO FEES, SERVICES AND DUTIES OF COUNTY SURVEYORS, ETC.

Yours sincerely,

LAURENCE J. BURTON,
Administrative Assistant

cc: Secretary of State
Speaker of House of Representatives

Communication filed.

February 23, 1961

Dear Speaker Dean:

This is to advise that this day Governor Clyde has signed into law the following bills, which have been forwarded to the Secretary of State for filing.

House Bill 41 – LEGISLATOR'S MILEAGE

House Bill 53 – FISH & GAME DEFINITIONS

House Bill 112 – CLOSING POLLS

Yours sincerely,

LAURENCE J. BURTON,
Administrative Assistant

cc: Secretary of State
President of Utah Senate

Communication filed.

February 23, 1961

Dear Speaker Dean:

This is to advise that this day Governor Clyde has signed into law the following bills, which have been forwarded to the Secretary of State for filing.

H. C. R. No. 1

House Bill No. 5

House Bill No. 6

House Bill No. 18

House Bill No. 26

House Bill No. 32

House Bill No. 42

House Bill No. 45

Yours sincerely,

LAURENCE J. BURTON,
Administrative Assistant

cc: Secretary of State
President of Utah Senate

Communication filed.

COMMUNICATIONS FROM THE HOUSE

February 23, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *S. J. R. No. 9*, entitled, MOTOR FUEL TAXES, and the same is returned herewith for your further action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. J. R. No. 9 was referred to the Committee on Rules to be enrolled and engrossed.

February 24, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House,

S. B. No. 4, MODEL CORPORATION ACT, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 4 was transmitted to the Governor.

February 23, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the Senate and House, *S. B. No. 73*, HORSELESS CARRIAGE ACT, and the same is returned herewith for your further action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

On the motion of Senator Jenkins, the Senate then voted to concur with House amendments.

S. B. No. 73 then passed on the following roll call:

Yeas, 22; Nays, 0; Absent, 3.

Those voting in the affirmative were: Senators Ashton, Barlow, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter, Jenkins, Kerr, Lloyd, Mantes, Memmott, Miller, Schmiett, Stacey and Mr. President.

Absent and not voting: Senators Browning, Sowards and Steen.

S. B. No. 73 was referred to the Committee on Rules to be enrolled and engrossed.

February 24, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 195*, by Mr. Rees, entitled, REDEPOSIT IN SCHOOL EMPLOYEES RETIREMENT FUND, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 195 was read the first time and referred to the Committee on Education.

February 24, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 200*, entitled, CHANGE PROCEDURE IN COLLECTING PERSONAL PROPERTY TAXES, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 200 was read the first time and referred to the Committee on Revenue and Taxation.

February 24, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 199*, entitled, ASSESSOR TO COLLECT PERSONAL PROPERTY TAXES, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 199 was read the first time and referred to the Committee on Revenue and Taxation.

February 24, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 198*, entitled, ANNUITIES FOR WEBER COLLEGE FACULTY, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 198 was read the first time and referred to the Committee on Education.

February 24, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 186*, entitled, INCLUDE WEBER COLLEGE IN REG-

ISTRATION AND TUITION FEE SCHEDULE OF UNIVERSITIES, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 186 was read the first time and referred to the Committee on Education.

February 24, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 187*, entitled, INCLUDE WEBER COLLEGE IN BUILDING PROGRAMS OF UNIVERSITIES, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 187 was read the first time and referred to the Committee on Education.

February 24, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 188*, entitled, INCLUDE WEBER COLLEGE IN BUILDING PROGRAMS OF U., and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 188 was read the first time and referred to the Committee on Education.

February 24, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this passed, as amended by the House, *H. B. No. 189*, by Mr. C. H. Taylor, en-

titled, WEBER COLLEGE – NORMAL SCHOLARSHIPS, and the same is transmitted herewith for your action.

Respectfully,
T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 189 was read the first time and referred to the Committee on Education.

February 24, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 91*, by Messrs. Mahoney and Aiken, entitled, SANITARY DRINKING CUPS AND FIRST AID ON CABOOSES, and the same is transmitted herewith for your action.

Respectfully,
T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 91 was read the first time and referred to the Committee on Labor.

February 24, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 73*, entitled, MECHANICS LIENS LANDSCAPING, and the same is transmitted herewith for your action.

Respectfully,
T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 73 was read the first time and referred to the Committee on Judiciary.

February 24, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 35*, by Mr. Pace, entitled,

TESTING MILK, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 35 was read the first time and referred to the Committee on Agriculture and Irrigation.

REPORTS OF STANDING COMMITTEES

February 24, 1961

Mr. President:

Your Committee on Rules to which has been referred S. *J. R. No. 20* entitled A JOINT RESOLUTION OF APPRECIATION TO THE AMERICAN VETERANS OF WORLD WAR II AND KOREA FOR THE CARILLON OF BELLS PRESENTED TO THE STATE AND INSTALLED IN THE DOME OF THE STATE CAPITOL BUILDING, has examined and carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,

HAVEN J. BARLOW,
Chairman

Report filed.

S. *J. R. No. 20* was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

February 27, 1961

Mr. President:

Your Committee on Judiciary, to which was referred S. *B. No. 199*, by Messrs. Cox and Waddingham, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

SHERMAN P. LLOYD,
Chairman

Report filed.

S. *B. No. 199* was referred to the Sifting Committee.

February 27, 1961

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 237*, by Messrs. Barlow and Hinton, has carefully considered said bill and reports the same out without recommendation.

Respectfully,
SHERMAN P. LLOYD,
Chairman

Report filed.

S. B. No. 237 was referred to the Sifting Committee.

February 27, 1961

Mr. President:

Your Committee on Judiciary, to which was referred *S. B. No. 230*, by Mr. Lloyd, has carefully considered said bill and reports the same out without recommendation.

Respectfully,
SHERMAN P. LLOYD,
Chairman

Report filed.

S. B. No. 230 was referred to the Sifting Committee.

February 27, 1961

Mr. President:

Your Sifting Committee reports out the following bills to take their place on the Second Reading Calendar in the order named:

S. B. Nos. 132, 159 48, 42, 43, S. C. R. No. 2, S. B. Nos. 191, 192, 214, 224, 78, 173, 201, 227.

Respectfully,
R. LA VAUN COX,
Chairman

Report adopted and filed.

PRESENTATION OF RESOLUTIONS

On the motion of Senator Memmott, and with the unanimous consent of the Senate, the following resolutions were persented:

S. J. R. No. 21 By Messrs. Memmott, Kerr and Lloyd

A JOINT RESOLUTION MEMORIALIZING THE CONGRESS OF THE UNITED STATES TO ESTABLISH A NATIONAL FUELS POLICY,

PROVIDING FOR ECONOMIC AND CONSERVATION PRINCIPLES RELATING TO COAL, OIL AND NATURAL GAS RESOURCES; MAINTAINING AND INCREASING STATED BENEFITS FOR DOMESTIC INDUSTRIES.

S. J. R. No. 21 was read the first time.

On motion of Senator Memmott, the rules were suspended and *S. J. R. No. 2* was read the second and third times and placed on its final passage.

S. J. R. No. 21 then passed on the following roll call:

Yeas, 21; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Ashton, Barlow, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Jenkins, Kerr, Lloyd, Mantes, Memmott, Schmiett, Sowards, Stacey, Steen and Mr. President.

Absent and not voting: Senators Browning, Hopkin, Hunter and Miller.

S. J. R. No. 21 was transmitted to the House.

S. J. R. No. 22 By Mr. Fowles

A JOINT RESOLUTION OF THE HOUSE OF REPRESENTATIVES AND THE SENATE OF THE STATE OF UTAH EXPRESSING CONGRATULATIONS AND COMMENDATION TO THE THIOKOL CHEMICAL CORPORATION AND DR. HAROLD W. RITCHEY FOR THEIR SUCCESS WITH THE MINUTEMAN MISSILE.

S. J. R. No. 22 was read the first time.

On motion of Senator Fowles, the rules were suspended and *S. J. R. No. 22* was read the second and third times and placed on its final passage.

S. J. R. No. 22 then passed on the following roll call:

Yeas, 23; Nays, 0; Absent, 2.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter, Jenkins, Lloyd, Mantes, Memmott, Miller, Schmiett, Sowards, Stacey, Steen and Mr. President.

Absent and not voting: Senators Bullen and Kerr.

S. J. R. No. 22 was transmitted to the House.

On motion of Senator Cox, the Senate recessed for 30 minutes.

The Senate re-assembled.

SPECIAL ORDER

S. B. No. 166, being a Special Order of Business, was before the Senate.

On motion of Senator Hafen, *S. B. No. 166* was amended as follows:

Page 1, lines 27 and 28, delete from title "16-6-5", "16-6-6", and "16-6-16" and following "16-6-11" delete comma and insert the word "and".

Page 2, line 29, delete from title ", AND SECTION 16-6-17," and insert a period after "1953".

Page 2, lines 30 and 31, delete from title in entirety.

Page 2, line 24, delete the word "measn" and insert in lieu thereof the word "means".

Page 3, line 17, before the word "professional" delete the word "and".

Line 17, delete the semi-colon and insert a comma in lieu thereof.

Page 3, lines 18, 19 and 20, delete "but labor unions, cooperative organizations, and organizations subject to any of the provisions of the insurance laws of this state may not be organized under this act." and insert:

> "labor unions; and cooperative corporations for conducting business primarily for the mutual benefit of its patrons without profit, the net savings of which, after accumulating a reasonable reserve for any necessary purpose, must be distributed, whether in cash or evidences of indebtedness, proportionately among the persons for which it does business upon the basis of the amount of sales, purchases, or other services rendered to such persons; but organizations subject to any of the provisions of the insurance laws of this state may not be organized under this act."

Page 4, line 1, delete the word "depose" and insert in lieu thereof the word "dispose."

Page 4, lines 1 and 2, delete the comma after the word "assets" and in lieu thereof substitute a period, and delete the words "upon compliance with the provisions of section 34 of this act."

Page 4, line 16, insert a period after the word "income" and delete the phrase "upon compliance with the provisions of section 34 of this act."

Page 19, line 17, after the word "educational" delete the words "or similar purposes" and insert in lieu thereof the words "or other purposes for which a corporation may be formed hereunder.

Page 24, line 1, after the word "educational" delete the words "or similar purposes," and insert in lieu thereof the words "or other purposes for which a corporation may be formed hereunder,".

Page 39, line 16, delete "Be it enacted that".

Page 39, line 17, delete "16-6-5" and "16-6-6", delete the comma between "16-6-11" and "16-6-12" and insert in lieu of the comma, the word "and".

Page 39, lines 18 and 19, delete "and 16-6-16, and 16-6-17," and delete "as amended by Chapter 24, Laws of Utah 1957," delete the word "be" and insert in lieu thereof the word "are".

Page 40, line 11, after "poration." insert the words:

> "This act shall not apply to corporations organized under the Utah Business Corporation Act, the Uniform Agricultural Cooperative Association Act nor to corporations sole."

S. B. No. 166 then passed on the following roll call:

Yeas, 22; Nays, 0; Absent, 3.

Those voting in the affirmative were: Senators Ashton, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hinton, Holman, Hunter, Jenkins, Kerr, Lloyd, Mantes, Memmott, Miller, Schmiett, Sowards, Stacey, Steen and Mr. President.

Absent and not voting: Senators Barlow, Hammond and Hopkin.

S. B. No. 166 was transmitted to the House.

CONSIDERATION OF BILLS ON THIRD READING

S. B. No. 30 was read the third time and placed on its final passage.

Senator Jenkins, with the aid of five Senators, requested a Call of the Senate.

Senators Kerr, Memmott and Hopkin were absent without leave.

On motion of Senator Jenkins, the Call of the Senate was lifted.

S. B. No. 30 then passed on the following roll call:

Yeas, 17; Nays, 8; Absent, 0.

Those voting in the affirmative were: Senators Barlow, Browning, Clegg, Cox, Fowles, Grover, Hinton, Holman, Hopkin, Jenkins, Kerr, Mantes,, Memmott, Miller, Schmiett, Sowards and Mr. President.

Those voting in the negative were: Senators Ashton, Bullen, Hafen, Hammond, Hunter, Lloyd, Stacey and Steen.

S. B. No. 30 was transmitted to the House.

On motion of President Waddingham, *H. B. Nos. 62* and *63* were made a Special Order of Business for 2:30 P.M.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 132 was read the second time.

Committee report read and adopted.

On motion of Senator Jenkins, *S. B. No. 132* was amended as follows:

On page 4, line 31, following the word "locomotive" insert the words "or locomotive units coupled in multiple control".

On line 32, following the word "locomotive" insert the words "or locomotive units".

On motion of Senator Jenkins, the Senate resolved itself into a Committee of the Whole.

Mr. Harley Heinz and Mr. A. U. Miner appeared before the Committee of the Whole.

On motion of Senator Jenkins, the Committee of the Whole was dissolved.

S. B. No. 132 was placed on the Third Reading Calendar on the following roll call:

Yeas, 13; Nays, 11; Absent, 1.

Those voting in the affirmative were: Senators Cox, Fowles, Grover, Hammond, Hinton, Holman, Jenkins, Kerr, Memmott (explained vote), Miller, Schmiett, Sowards and Mr. President.

Those voting in the negative were: Senators Ashton, Barlow, Browning (explained vote), Bullen, Clegg (explained vote), Hopkin, Hunter, Lloyd (explained vote), Mantes (explained vote), Stacey and Steen.

Absent and not voting: Senator Hafen.

On motion of Senator Cox, the Senate recessed until 2:00 P.M.

AFTERNOON SESSION

The Senate re-assembled.

President Waddingham in the chair.

REPORTS OF STANDING COMMITTEES

February 27, 1961

Mr. President:

Your Committee on Rules to which has been referred S. *B. No. 73* pertaining to HORSELESS CARRIAGE ACT has examined and carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,

HAVEN J. BARLOW,
Chairman

Report filed.

S. *B. No. 73* was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

February 27, 1961

Mr. President:

Your Committee on Rules to which has been referred S. *B. No. 1* pertaining to REAPPORTIONMENT has examined and carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,

HAVEN J. BARLOW,
Chairman

Report filed.

S. *B. No. 1* was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

February 27, 1961

Mr. President:

Your Committee on Rules to which has been referred *S. B. No. 89*, pertaining to ACCIDENT AND HEALTH INSURANCE, has examined and carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,
HAVEN J. BARLOW,
Chairman

Report filed.

S. B. No. 89 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

February 27, 1961

Mr. President:

Your Committee on Rules to which has been referred *S. B. No. 62* pertaining to BEDDING AND FURNITURE INSPECTION has examined and carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,
HAVEN J. BARLOW,
Chairman

Report filed.

S. B. No. 62 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

COMMUNICATIONS FROM THE HOUSE

February 27, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 166*, by Mr. Brusatto, entitled, SHORTER TERMS FOR WATER DISTRICT TRUSTEES, and the same is transmitted herewith for your action.

Respectfully,
T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 166 was read the first time and referred to the Committee on Political Subdivisions.

February 27, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended b ythe House, *H. B. No. 224*, by Mr. Cochran, entitled, SET CITY COMMISSION MEETINGS BY ORDINANCE, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 224 was read the first time and referred to the Committee on Political Subdivisions.

February 27, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 163*, by Mr. Cochran, entitled, SALARIES FIRST CLASS CITIES, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 163 was read the first time and referred to the Committee on State, Federal, and Military Affairs and Civil Defense.

February 27, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 132*, by Mr. Sonntag, entitled, INCREASED PERCENTAGE OF INSURER'S ASSETS WHICH MAY BE INVESTED, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 132 was read the first time and referred to the Committee on Business and Commerce.

February 27, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, *H. C. R. No. 5*, by Mr. Harward, entitled, CONCURRENT RESOLUTION URGING THE CONGRESS OF THE UNITED STATES TO ACT UPON AND APPROVE S. 808, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. C. R. No. 5 was read the first time and referred to the Committee on State, Federal, and Military Affairs and Civil Defense.

SPECIAL ORDER

H. B. No. 62, being a Special Order of Business, was before the Senate.

H. B. No. 62 was read the third time and placed on its final passage.

On motion of Senator Mantes, *H. B. No. 62* was amended as follows:

Page 3, line 5, delete "$6,000.00" and insert "$5,300.00."

Page 3, line 28, delete "$900.00" and insert "$800.00."

Page 4, line 29, delete "16" and insert "12.".

Page 4, line 33, delete "16" and insert "12."

Page 5, line 16, delete "5" and insert "4."

Page 5, line 18, delete "5" and insert "4."

Page 5, delete all of lines 21 to 24 inclusive.

Page 8, line 33, delete "15" and insert "12."

On motion of Senator Hinton, *H. B. Nos. 62* and *63* were made a Special Order of Business for 10:30 A.M., Tuesday, February 28, 1961.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 159 was read the second time.

Committee report read and adopted.

On motion of Senator Hunter, *S. B. No. 159* was amended as follows:

On page 2, strike all of lines 15, 16, 17, and 18, inclusive.

S. B. No. 159 was placed on the Third Reading Calendar on the following roll call:

Yeas, 23; Nays, 0; Absent, 2.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hunter, Jenkins, Kerr, Lloyd, Mantes, Memmott, Miller, Schmiett, Sowards, Stacey, Steen and Mr. President.

Absent and not voting: Senators Cox and Hopkin.

S. B. No. 48 was read the second time.

Committee report read and adopted.

On motion of Senator Jenkins, *S. B. No. 48* was made a Special Order of Business for 3:30 P.M., Tuesday, February 28, 1961.

S. B. No. 42 was read the second time.

Committee report read and adopted.

On motion of Senator Miller, the rules were suspended and the Senate proceeded to consider *S. B. No. 43*.

S. B. No. 43 was read the second time.

Committee report read and adopted.

S. B. No. 43 was placed on the Third Reading Calendar on the following roll call:

Yeas, 22; Nays, 0; Absent, 3.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Fowles, Grover, Hammond, Hinton, Holman, Hopkin, Hunter, Jenkins, Kerr, Lloyd, Mantes, Memmott, Miller, Schmiett, Sowards, Stacey and Mr. President.

Absent and not voting: Senators Cox, Hafen and Steen.

On motion of Senator Miller, the enacting clause of *S. B. No. 42* was struck.

On motion of Senator Kerr, the Senate recessed for 10 minutes.

The Senate re-assembled.

REPORTS OF STANDING COMMITTEES

February 27, 1961

Mr. President:

Your Committee on Rules to which has been referred *S. J. R. No. 9* pertaining to MOTOR FUEL TAXES, has examined and carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,

HAVEN J. BARLOW,
Chairman

Report filed.

S. J. R. No. 9 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

CONSIDERATION OF BILLS ON SECOND READING

S. C. R. No. 2 was read the second time.

Committee report read and adopted.

On motion of Senator Hafen, the rules were suspended and *S. C. R. No. 2* was read the third time and placed on its final passage.

S. C. R. No. 2 then passed on following roll call:

Yeas, 18; Nays, 0; Absent, 7.

Those voting in the affirmative were: Senators Ashton, Browning, Bullen, Clegg, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hunter, Jenkins, Kerr, Mantes, Schmiett, Sowards, Stacey and Mr. President.

Absent and not voting: Senators Barlow, Cox, Hopkin, Lloyd, Memmott, Miller and Steen.

S. C. R. No. 2 was transmitted to the House.

S. B. No. 191 was read the second time.

Committee report read and adopted.

S. B. No. 192 was read the second time.

Committee report read and adopted.

On motion of Senator Grover *S. B. Nos. 191* and *192* were tabled.

S. B. No. 214 was read the second time.

Committee report read and adopted.

S. B. No. 214 was placed on the Third Reading Calendar on the following roll call:

Yeas, 21; Nays, 2; Absent, 2.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Fowles, Hafen (explained vote), Hammond, Hinton, Holman, Hopkin, Hunter, Jenkins, Kerr, Mantes, Memmott, Miller, Schmiett, Sowards, Stacey and Mr. President (explained vote).

Those voting in the negative were: Senators Grover and Steen.

Absent and not voting: Senators Cox and Lloyd.

S. B. No. 224 was read the second time.

Committee report read and adopted.

On motion of Senator Fowles, *S. B. No. 224* was amended as follows:

On line 10, delete the words, "Actions may be litigated by persons, and also by corporations", and insert in lieu thereof the words, "Persons or corporations may litigate actions on behalf of themselves in person or".

On line 16, following the word "issue" insert the words "after judgment".

On motion of Senator Hafen, the rules were suspended and *S. B. No. 224* was read the third time and placed on its final passage.

S. B. No. 224 then passed on the following roll call:

Yeas, 22; Nays, 0; Absent, 3.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter, Jenkins, Kerr, Mantes, Memmott, Miller, Schmiett, Sowards, Steen and Mr. President.

Absent and not voting: Senators Lloyd and Stacey.

S. B. No. 224 was transmitted to the House.

On motion of President Waddingham, *S. B. No. 227* was placed at the head of the calendar.

S. B. No. 227 was read the second time.

Committee report read and adopted.

S. B. No. 227 was placed on the Third Reading Calendar on the following roll call:

Yeas, 23; Nays, 0; Absent, 2.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter, Jenkins, Kerr, Memmott, Miller (explained vote), Schmiett, Sowards, Stacey, Steen and Mr. President.

Absent and not voting: Senators Lloyd and Mantes.

On motion of Senator Clegg, the Senate adjourned until 10:00 A.M., Tuesday, February 28, 1961.

FIFTY-FIRST DAY

MORNING SESSION

February 28, 1961

The Senate was called to order at 10:00 A.M. President Waddingham in the chair.

Roll Call – All Senators present.

The Prayer was offered by the Chaplain.

February 28, 1961

Mr. President:

Your Committee on Revision of the Journal respectfully reports that we have read the Journal for the fiftieth day and find it correct with minor amendments noted on the final copy.

Respectfully,
FRANK C. MEMMOTT,
Chairman

Report adopted and filed.

COMMUNICATIONS FROM THE HOUSE

February 27, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day concurred in Senate Amendments to and passed *S. B. No. 56*, UTAH SCHOOL EMPLOYMENT ACT – BOARD, and the same is returned herewith for your further action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 56 was referred to the Committee on Rules to be enrolled and engrossed.

REPORTS OF STANDING COMMITTEES

February 27, 1961

Mr. President:

Your Committee on Judiciary, to which was referred *H. B. No. 73*, by Messrs. G. D. Taylor and Mahoney, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

SHERMAN P. LLOYD,
Chairman

Report filed.

H. B. No. 73 was referred to the Sifting Committee.

February 27, 1961

Mr. President:

Your Committee on Revenue and Taxation, to which was referred *H. B. No. 199*, by Messrs. Rawlings, Macfarlane and Jenkins, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

FRANK M. BROWNING,
Chairman

Report filed.

H. B. No. 199 was referred to the Sifting Committee.

February 27, 1961

Mr. President:

Your Committee on Revenue and Taxation, to which was referred *H. B. No. 200*, by Messrs. Rawlings, Macfarlane and Jenkins, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

FRANK M. BROWNING,
Chairman

Report filed.

H. B. No. 200 was referred to the Sifting Committee.

February 27, 1961

Mr. President:

Your Committee on Public Health, Welfare and Institutions, to which was referred *S. B. No. 232*, by Mr. Jenkins, has carefully considered said bill and reports the same out favorably.

Respectfully,

VERNON L. HOLMAN,
Chairman

Report filed.

S. B. No. 232 was referred to the Sifting Committee.

February 28, 1961

Mr. President:

Your Committee on Political Subdivisions, to which was referred *S. B. No. 202*, by Messrs. Hammond and Mantes, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

R. LAVAUN COX,
Chairman

Report filed.

S. B. No. 202 was referred to the Sifting Committee.

February 28, 1961

Mr. President:

Your Committee on Political Subdivisions, to which was referred *S. B. No. 201*, by Messrs. Fowles and Browning, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

R. LAVAUN COX,
Chairman

Report filed.

S. B. No. 201 was referred to the Sifting Committee.

February 28, 1961

Mr. President:

Your Committee on Political Subdivisions, to which was referred *S. B. No. 188*, by Messrs. Grover and Clegg, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

R. LAVAUN COX,
Chairman

Report filed.

S. B. No. 188 was referred to the Sifting Committee.

February 28, 1961

Mr. President:

Your Committee on Political Subdivisions, to which was referred *S. B. No. 204*, by Messrs. Hinton, Waddingham, Hunter, Cox, Miller and Hafen, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

R. LAVAUN COX,
Chairman

Report filed.

S. B. No. 204 was referred to the Sifting Committee.

February 28, 1961

Mr. President:

Your Committee on Education, to which was referred *H. B. No. 187*, by Messrs. C. H. Taylor, Mrs. Vance, Messrs. Jenkins, Bott and Tracy, has carefully considered said bill and reports the same out favorably.

Respectfully,

HARVARD R. HINTON,
Chairman

Report filed.

H. B. No. 187 was referred to the Sifting Committee.

February 28, 1961

Mr. President:

Your Committee on Education, to which was referred *H. B. No. 186*, by Messrs. C. H. Taylor, Mrs. Vance, Messrs. Jenkins, Bott and Tracy, has carefully considered said bill and reports the same out favorably.

Respectfully,

HARVARD R. HINTON,
Chairman

Report filed.

H. B. No. 186 was referred to the Sifting Committee.

February 28, 1961

Mr. President:

Your Committee on Education, to which was referred *H. B. No. 189*, by Messrs. C. H. Taylor, Mrs. Vance, Messrs. Jenkins, Bott and Tracy, has carefully considered said bill and reports the same out favorably.

Respectfully,
HARVARD R. HINTON,
Chairman

Report filed.

H. B. No. 189 was referred to the Sifting Committee.

February 28, 1961

Mr. President:

Your Committee on Education, to which was referred *H. B. No. 188*, by Messrs. C. H. Taylor, Mrs. Vance, Messrs. Jenkins, Bott and Tracy, has carefully considered said bill and reports the same out favorably.

Respectfully,
HARVARD R. HINTON,
Chairman

Report filed.

H. B. No. 188 was referred to the Sifting Committee.

February 28, 1961

Mr. President:

Your Committee on Education, to which was referred *H. B. No. 198*, by Messrs. C. H. Taylor, Mrs. Vance, Messrs. Jenkins, Bott and Mrs. Fanning, has carefully considered said bill and reports the same out favorably.

Respectfully,
HARVARD R. HINTON,
Chairman

Report filed.

H. B. No. 198 was referred to the Sifting Committee.

February 28, 1961

Mr. President:

Your Committee on Education, to which was referred *H. B. No. 195*, by Mr. Rees, Mrs. Woolsey, Mrs. Loveridge, Mrs. Vance and Mr. Williams, has carefully considered said bill and reports the same out favorably.

Respectfully,
HARVARD R. HINTON,
Chairman

Report filed.

H. B. No. 195, was referred to the Sifting Committee.

February 27, 1961

Mr. President:

Your Committee on Rules to which has been referred *S. B. No. 29*, pertaining to UTAH SCHOOL EMPLOYEES' RETIREMENT ACT QUALIFICATIONS, has examined and carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,

HAVEN J. BARLOW,
Chairman

Report filed.

S. B. No. 29 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

COMMUNICATIONS FROM THE HOUSE

February 28, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *S. B. No. 89*, ACCIDENT AND HEALTH INSURANCE, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 89 was transmitted to the Governor.

February 28, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *S. B. No. 1*, REAPPORTIONMENT, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 1 was transmitted to the Governor.

February 27, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *S. B. No. 62*, BEDDING AND FURNITURE INSPECTION, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 62 was transmitted to the Governor.

February 28, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *S. B. No. 73*, HORSELESS CARRIAGE ACT, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 73 was transmitted to the Governor.

February 28, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *S. J. R. No. 9*, MOTOR FUEL TAXES, and the same is forwarded herewith for transmission to the Secretary of State.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. J. R. No. 9 was transmitted to the Secretary of State.

February 28, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House,

S. J. R. No. 20, CONGRATULATIONS TO AMVETS, and the same is forwarded herewith for transmission to the Secretary of State.

Respectfully,
T. H. McMULLIN,
Chief Clerk

Communication filed.

S. J. R. No. 20 was transmitted to the Secretary of State.

February 28, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, *S. C. R. No. 2*, DIXIE PROJECT, and the same is returned herewith for your further action.

Respectfully,
T. H. McMULLIN,
Chief Clerk

Communication filed.

S. C. R. No. 2 was referred to the Committee on Rules to be enrolled and engrossed.

February 28, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, *S. J. R. No. 21*, A JOINT RESOLUTION MEMORIALIZING THE CONGRESS OF THE UNITED STATES TO ESTABLISH A NATIONAL FUELS POLICY, and the same is returned herewith for your further action.

Respectfully,
T. H. McMULLIN,
Chief Clerk

Communication filed.

S. J. R. No. 21 was referred to the Committee on Rules to be enrolled and engrossed.

February 28, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, *S. J. R. No. 22*, A JOINT RESOLUTION OF THE HOUSE OF REPRESENTATIVES AND THE SENATE OF THE STATE OF UTAH EXPRESSING CONGRATULATIONS AND COMMENDATION TO THE THIOKOL CHEMICAL CORPORATION

AND DR. HAROLD W. RITCHEY FOR THEIR SUCCESS WITH THE MINUTEMAN MISSILE, and the same is returned herewith for your further action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. J. R. No. 22 was referred to the Committee on Rules to enrolled and engrossed.

CONSIDERATION OF BILLS ON THIRD READING

On motion of Senator Hopkin, *S. B. No. 132* was tabled.

On motion of Senator Hunter, the Senate resolved itself into a Committee of the Whole.

Mr. Reed Day appeared before the Committee of the Whole.

On motion of Senator Hunter, the Committee of the Whole was dissolved.

On motion of Senator Hafen, *S. B. No. 159* was made a Special Order of Business for 11:00 A.M., Wednesday, March 1, 1961.

SPECIAL ORDER

H. B. Nos. 62 and *63*, being a Special Order of Business, were before the Senate.

Senator Hinton, with the aid of five Senators, requested a Call of the Senate.

Senators Kerr, Hopkin, Miller and Jenkins were absent without leave.

On motion of Senator Clegg, the Call of the Senate was lifted.

On motion of Senator Grover, the Senate resolved itself into a Committee of the Whole.

Mr. Allen West appeared before the Committee of the Whole.

On motion of Senator Browning, the Committee of the Whole was dissolved.

On motion of Senator Hafen, *H. B. No. 62* was amended as follows:

Page 5, between lines 20 and 21, insert a new paragraph to read:

"All school districts, wherein the proceeds of a 4 mill levy equal or exceed the cost of the state supported leeway program in said district, shall impose a state supported leeway tax levy of 4 mills. The proceeds of any said leeway tax levy of a district which exceeds the cost of its state supported leeway program shall be paid into the uniform school fund as provided by law."

H. B. No. 62 then passed on the following roll call:

Yeas, 23; Nays, 2; Absent, 0.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hopkin, Jenkins, Kerr, Lloyd, Mantes, Memmott, Miller, Schmiett, Sowards, Stacey and Mr. President.

Those voting the negative were. Senators Hunter and Steen.

H. B. No. 62 was returned to the House.

H. B. No. 63 was read the third time and placed on its final passage.

H. B. No. 63 then passed on the following roll call:

Yeas, 23; Nays, 0; Absent, 2.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter (explained vote), Jenkins, Kerr, Mantes, Memmott, Miller, Schmiett, Sowards, Stacey and Mr. President.

Absent and not voting: Senators Lloyd and Steen.

H. B. No. 63 was returned to the House.

On motion of Senator Kerr, the Senate recessed until 2:00 P.M.

AFTERNOON SESSION

The Senate re-assembled.

President Waddingham in the chair.

COMMUNICATIONS FROM THE HOUSE

February 28, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *S. B. No. 51*, entitled, COUNTY COMMISSION ORDINANCES, and the same is returned herewith for your further action.

Respectfully,
T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 51 was referred to the Committee on Rules to be enrolled and engrossed.

February 28, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *S. B. No. 21*, entitled, JUVENILE DETENTION ACT DISTRICTS, and the same is returned herewith for your further action.

Respectfully,
T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 21 was referred to the Committee on Rules to be enrolled and engrossed.

COMMUNICATIONS FROM THE GOVERNOR

February 28, 1961

Honorable Thorpe Waddingham
President of the Senate
Utah State Legislature
Salt Lake City, Utah

Dear President Waddingham:

In accordance with my constitutional responsibility, I am herewith submitting to your Honorable Body the following names for service on State Commissions and Boards, for confirmation:

DEPARTMENT OF AGRICULTURE

Alden K. Barton, Salt Lake City. Term expires March 1, 1961.
Re-appointment for six-year term to expire March 1, 1967.

BUILDING BOARD

James H. C. West, Murray; term expires April 1, 1961.

Re-appointment for six-year term to expire April 1, 1967.

INSTITUTE OF FINE ARTS

Dr. C. Lowell Lees, Salt Lake City

Conrad B. Harrison, Salt Lake City

Raymond J. Ashton, Kaysville

Terms expire June 30, 1965. Re-appointment for four-year term to expire June 30, 1965; and

Mrs. Margaret Smith Beecher of Salt Lake City to a four-year term commencing June 30, 1961 and expiring June 30, 1965.

HISTORICAL SOCIETY

Dr. Leland H. Creer, Salt Lake City

Nicholas G. Morgan, Sr., Salt Lake City

Terms expire on April 1, 1961. To be re-appointed for four-year terms to expire April 1, 1965.

and

Dr. Dello G. Dayton, Ogden

Jack Goodman, Salt Lake City

To be appointed to four-year terms commencing April 1, 1961 and expiring April 1, 1965.

LAND BOARD

M. V. Hatch, Panguitch; term expires on April 1, 1961.

To be re-appointed for six years to expire April 1, 1967.

PARK AND RECREATION COMMISSION

Harold P. Fabian, Salt Lake City

Arthur F. Bruhn, St. George

Terms expire on July 1, 1961. To be re-appointed to four-year terms expiring July 1, 1965.

UNIVERSITY OF UTAH BOARD OF REGENTS

Leland B. Flint, Salt Lake City; term expires on July 1, 1961.

To be re-appointed to four-year term expiring July 1, 1965.

and

Mitchell Melich of Moab; to be appointed to a four-year term effective July 1, 1961 and expiring July 1, 1965.

UTAH STATE UNIVERSITY OF AGRICULTURE AND APPLIED SCIENCE – BOARD OF TRUSTEES

Dr. Reed W. Farnsworth, Cedar City; term expires on July 1, 1961.

To be re-appointed for four years, effective July 1, 1961 and expiring July 1, 1965.

The Coordinating Council of Higher Education was created by the last Legislature and so the following are actually interim appointments. I have noted the dates their respective terms are to expire:

Warren Bullock, Cedar City.....June 30, 1961
Mrs. Lloyd Cullimore, Provo .....June 30, 1961
D. Jay Wilson, Ogden .....June 30, 1963
John M. Wallace, Salt Lake City.....June 30, 1963
Lorin F. Wheelwright, Salt Lake City.....June 30, 1965

D. Lawrence McKay has been previously confirmed by the Senate to complete the unexpired term (June 30, 1965) of William F. Edwards whom I had previously appointed but who has subsequently resigned.

Also at this time, I would like to nominate for reappointment Mrs. Lloyd Cullimore of Provo for a new six-year term to expire June 30, 1967.

Yours sincerely,

GEORGE D. CLYDE,
Governor

Communication filed.

February 27, 1961

Honorable Thorpe Waddingham
President, Utah State Senate

Dear President Waddingham:

This is to advise that this day Governor Clyde has signed into law the following bills, which have been forwarded to the Secretary of State for filing.

S. B. No. 57
S. B. No. 55
S. B. No. 25

Yours sincerely,

LAURENCE J. BURTON,
Administrative Assistant

cc: Secretary of State
Speaker of House of Representatives

Communication filed.

February 27, 1961

Dear Speaker Dean:

This is to advise that this day Governor Clyde has not signed into law the following bill, which has been forwarded to the Secretary of State for filing, without his signature.

H. B. No. 2

Yours sincerely,

LAURENCE J. BURTON,

Administrative Assistant

cc: Secretary of State

President of Utah Senate

Communication filed.

February 27, 1961

Dear Speaker Dean:

This is to advise that this day, February 24, 1961, Governor Clyde has signed into law the following bills, which have been forwarded to the Secretary of State for filing.

H. B. No. 55

H. B. No. 56

H. B. No. 59

H. B. No. 66

H. B. No. 68

H. B. No. 102

H. B. No. 114

H. B. No. 245

Yours sincerely,

LAURENCE J. BURTON,

Administrative Assistant

cc: Secretary of State

President of Utah Senate

Communication filed.

REPORTS OF STANDING COMMITTEES

February 28, 1961

Mr. President:

Your Committee on Business and Commerce, to which was referred *H. B. No. 132*, by Messrs. Sonntag, Foxley and Mickelson, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

E. G. MANTES,
Chairman

Report filed.

H. B. No. 132 was referred to the Sifting Committee.

February 28, 1961

Mr. President:

Your Committee on Agriculture and Irrigation, to which was referred *H. B. No. 11*, by Messrs. K. W. Gardner, F. W. Gunnell, Collard, Jenkins, and K. S. Gardner, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

LELAND SOWARDS,
Chairman

Report filed.

H. B. No. 11 was referred to the Sifting Committee.

February 28, 1961

Mr. President:

Your Committee on Labor, to which was referred *Substitute H. B. No. 91*, by Messrs. Mahoney and Aiken, has carefully considered said bill and reports the same out favorably.

Respectfully,

WENDELL GROVER,
Chairman

Report filed.

H. B. No. 91 was referred to the Sifting Committee.

REPORTS OF SPECIAL COMMITTEES

February 28, 1961

Mr. President:

Your Sifting Committee reports out the following bills to take their place on the Second Reading Calendar in the order named:

S. B. Nos. 78, 201, 251, 173, 160, 104, 208, 71.

Respectfully,

R. LAVAUN COX,
Chairman

Report adopted and filed.

INTRODUCTION OF BILLS

On the motion of Senator Hopkin, and with the unanimous consent of the Senate, the following bill was introduced.

S. B. No. 254 By Messrs. Hopkin and Clegg

AN ACT EXTENDING THE MERIT PAY PROGRAM TO SCHOOL DISTRICTS PRESENTLY PARTICIPATING: APPROPRIATING $20,000 FROM THE GENERAL FUND, was read the first time and referred to the Committee on Rules.

CONSIDERATION OF BILLS ON THIRD READING

S. B. No. 43 was read the third time and placed on its final passage.

S. B. No. 43 then passed on the following roll call:

Yeas, 20; Nays, 1; Absent, 4.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Grover, Hammond, Hinton, Holman, Hunter, Kerr, Lloyd, Mantes, Memmott, Miller, Schmiett, Stacey, Steen and Mr. President.

Voting in the negative was Senator Fowles.

Absent and not voting: Senators Hafen, Hopkin, Jenkins and Sowards.

S. B. No. 43 was transmitted to the House.

S. B. No. 214 was read the third time and placed on its final passage.

On motion of Senator Clegg, *S. B. No. 214* was amended as follows:

On line 11, strike the word "possession".

On motion of Senator Steen, *S. B. No. 214* was tabled.

S. B. No. 227 was read the third time and placed on its final passage.

On motion of President Waddingham, *S. B. No. 227* was amended as follows:

On page 4, line 7, delete the comma following the word "area" and insert a period in lieu thereof. Strike the last word of line 7, "provided."

Strike all of line 8, and strike all of the words in line 9 through and including the word "county".

On motion of President Waddingham, *S. B. No. 227* was amended as follows:

Line 31, page 4, place a period after the word "area" and delete the balance of line 31, all of line 32 and the first four words and the period on line 33.

New Section 4 to be added on page 18 of bill after line 24, "Section 4. This act shall take effect upon approval."

S. B. No. 227 then passed on the following roll call:

Yeas, 21; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Ashton, Barlow, Bullen, Clegg, Cox, Fowles, Grover, Hammond, Hinton, Holman, Hopkin, Hunter, Kerr, Lloyd, Mantes, Memmott, Schmiett, Sowards, Stacey, Steen and Mr. President.

Absent and not voting: Senators Browning, Hafen, Jenkins and Miller.

S. B. No. 227 was transmitted to the House.

SPECIAL ORDER

S. B. No. 68, being a Special Order of Business, was before the Senate.

On motion of Senator Browning, the Senate resolved itself into a Committee of the Whole.

Mr. Richard Stine, Mr. Quayle Cannon, Jr., Mr. Sheldon Brewster, and Mrs. Mabel Frazier appeared before the Committee of the Whole.

On motion of Senator Browning, the Committee of the Whole was dissolved.

On motion of Senator Cox, the Senate recessed for 15 minutes.

The Senate re-assembled.

S. B. No. 68 was placed on the Third Reading Calendar on the following roll call:

Yeas, 15; Nays, 10; Absent, 0.

Those voting in the affirmative were: Senators Barlow, Browning, Bullen, Cox, Fowles, Grover, Hafen, Hinton, Jenkins, Lloyd, Mantes, Memmott, Miller, Schmiett and Mr. President.

Those voting in the negative were: Senators Ashton, Clegg, Hammond, Holman, Hopkin, Hunter, Kerr, Sowards, Stacey and Steen.

REPORTS OF STANDING COMMITTEES

February 28, 1961

Mr. President:

Your Committee on Rules to which has been referred *S. J. R. No. 21* pertaining to NATIONAL FUELS POLICY, has examined and carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,
HAVEN J. BARLOW,
Chairman

Report filed.

S. J. R. No. 21 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

February 28, 1961

Mr. President:

Your Committee on Rules to which has been referred *S. C. R. No. 2*, pertaining to DIXIE PROJECT, has examined and carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,
HAVEN J. BARLOW,
Chairman

Report filed.

S. C. R. No. 2 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

February 28, 1961

Mr. President:

Your Committee on Rules to which has been referred *S. J. R. No. 22*, pertaining to CONGRATULATIONS TO THE THIOKOL CHEMICAL CORPORATION AND DR. W. RITCHEY, has examined and carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the sigature of the President.

Respectfully,

HAVEN J. BARLOW,
Chairman

Report filed.

S. J. R. No. 22 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

SPECIAL ORDER

S. B. No. 48, being a Special Order of Business, was before the Senate.

On motion of Senator Jenkins, *S. B. No. 48* was amended as follows:

On line 1 of the title following the word "ACT" strike the balance of the line.

On line 2 of the title strike the first word "FUNDS,".
of line 4, and strike the first word of line 5 "TO", and insert in lieu thereof the words "CHANGE IN THE PERSONNEL OF".

Strike all of lines 6 and 7 of the title, and insert in lieu thereof the following words: "THAT MEETINGS OF THE SAID BOARD MAY BE CALLED BY THE STATE TREASURER, AND PROVIDING THAT THE BOARD IN ITS DISCRETION MAY CHANGE THE RATES OF INTEREST ON DEPOSITS OF PUBLIC FUNDS."

On page 1, line 6, strike the words "attorney general" and insert in lieu thereof the words, "state treasurer,", and following the word state strike the words ", experienced in the conduct".

On page 1, line 7, strike the words "of the banking business in this state,".

On page 1, line 16, following the word "convene", insert the following words: "on or prior to August 1st, 1933, and shall meet thereafter".

On page 1, line 18, following the word "year", delete the period, insert a comma, and insert the following words: "or as often as is deemed necessary. The state treasurer shall have the authority to request meetings of the board when, in his opinion, it is necessary for changes to be made in deposits of state funds which will affect the economy of the state or of its government; or when the interest rates on time certificates of deposit are to be changed."

On page 1, line 19, strike the words, "The sessions of said board shall be private," and change the "i" on the word "its" to "I".

On page 2, line 9, beginning with the word "that", strike the balance of the line, and strike all of line 10, 11, and 12, and insert in lieu thereof the following words: "the board shall set interest rates calculated to yield the highest rate of return to the public depositors commensurate with the best interest of the public."

S. B. No. 48 was placed on the Third Reading Calendar on the following roll call:

Yeas, 22; Nays, 0; Absent, 3.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hunter, Jenkins, Kerr, Lloyd, Memmott, Miller, Schmiett, Sowards, Stacey, Steen and Mr. President.

Absent and not voting: Senators Bullen, Hopkin and Mantes.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 78 was read the second time.

Committee report read and adopted.

S. B. No. 78 was placed on the Third Reading Calendar on the following roll call:

Yeas, 22; Nays, 2; Absent, 1.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hammond, Hinton, Hopkin, Hunter, Jenkins, Kerr, Lloyd, Mantes, Memmott, Schmiett, Sowards, Stacey, Steen and Mr. President.

Those voting in the negative were: Senators Hafen and Holman.

Absent and not voting: Senator Miller.

On motion of President Waddingham, *S. B. No. 251* was placed at the head of the Second Reading Calendar.

S. B. No. 251 was read the second time.

Committee report read and adopted.

On motion of Senator Hunter, the rules were suspended and *S. B. No. 251* was read the third time and placed on its final passage.

S. B. No. 251 then passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 1.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter, Jenkins, Kerr, Lloyd, Mantes, Memmott, Miller, Schmiett (explained vote), Sowards, Stacey, Steen and Mr. President.

Absent and not voting: Senator Bullen.

S. B. No. 251 was transmitted to the House.

S. B. No. 201 was read the second time.

Committee report read and adopted.

S. B. No. 201 was placed on the Third Reading Calendar on the following roll call:

Yeas, 24; Nays, 0; Absent, 1.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter, Kerr, Lloyd, Mantes, Memmott, Miller, Schmiett, Sowards, Stacey, Steen and Mr. President.

Absent and not voting: Senator Jenkins.

On motion of Senator Kerr, the Senate adjourned until 9:00 A.M., Wednesday, March 1, 1961.

FIFTY-SECOND DAY

MORNING SESSION

March 1, 1961

The Senate was called to order at 9:00 A.M. President Waddingham in the chair.

Roll Call – All Senators present.

The Prayer was offered by the Chaplain.

March 1, 1961

Mr. President:

Your Committee on Revision of the Journal respectfully reports that we have read the Journal for the fifty-first day and find it correct with minor amendments noted on the final copy.

Respectfully,
FRANK C. MEMMOTT,
Chairman

Report adopted and filed.

COMMUNICATIONS FROM THE HOUSE

February 28, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day rejected *S. B. No. 82*, DELETERIOUS MATERIAL ACT, and the same is returned herewith for your further action.

Respectfully,
T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 82 was ordered filed.

February 28, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *S. B. No. 81*, entitled, IMPROVEMENT GUARANTY FUND ACT, and the same is returned herewith for your further action.

Respectfully,
T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 81 was referred to the Committee on Rules to be enrolled and engrossed.

February 28, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the Senate, *S. B. No. 155*, entiled, STATE OF-

FICE BUILDING MAINTENANCE APPROP., and the same is returned herewith for your further action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 155 was referred to the Committee on Rules to be enrolled and engrossed.

February 28, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *S. B. No. 136*, entitled, ABSTRACT OF TRAFFIC CONVICTIONS REQUIRED, and the same is returned herewith for your further action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 136 was referred to the Committee on Rules to be enrolled and engrossed.

February 28, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *S. B. No. 135*, entitled, SUSPENSION OF DRIVER LICENSES, and the same is returned herewith for your further action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 135 was referred to the Committee on Rules to be enrolled and engrossed.

February 28, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the Senate and House, *S. B. No. 67*, STATE EMPLOYEE RETIREMENT ACT, and the same is returned herewith for your further action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

On motion of Senator Jenkins, the Senate concurred with the House amendments.

S. B. No. 67 then passed on the following roll call:

Yeas, 19; Nays, 0; Absent, 6.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Hafen, Hammond, Hinton, Holman, Hunter, Jenkins, Kerr, Lloyd, Schmiett, Sowards, Stacey, Steen and Mr. President.

Absent and not voting: Senators Fowles, Grover, Hopkin, Mantes, Memmott and Miller.

S. B. No. 67 was referred to the Committee on Rules to be enrolled and engrossed.

February 28, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the Senate and House, *S. B. No. 102*, UTAH VETERINARY PRACTICE ACT, and the same is returned herewith for your further action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

On motion of Senator Grover, the Senate voted to concur with the House amendments.

S. B. No. 102 then passed on the following roll call:

Yeas, 20; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Ashton, Browning, Bullen, Clegg, Grover, Hafen, Hammond, Hinton, Holman, Hunter, Jenkins, Kerr, Lloyd, Mantes, Miller, Schmiett, Sowards, Stacey, Steen and Mr. President.

Absent and not voting: Senators Barlow, Cox, Fowles, Hopkin and Memmott.

S. B. No. 102 was referred to the Committee on Rules to be enrolled and engrossed.

March 1, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *S. C. R. No. 2*, DIXIE PROJECT, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. C. R. No. 2 was transmitted to the Governor.

March 1, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *S. J. R. No. 22*, CONGRATULATIONS AND COMMENDATION TO THIOKOL CHEMICAL CORP. AND DR. HAROLD W. RITCHEY, and the same is forwarded herewith for transmission to the Secretary of State.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. J. R. No. 22 was transmitted to the Secretary of State.

March 1, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *S. J. R. No. 21*, MEMORIALIZING CONGRESS OF THE UNITED STATES TO ESTABLISH A NATIONAL FUELS POLICY, and the same is forwarded herewith for transmission to the Secretary of State.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. J. R. No. 21 was transmitted to the Secretary of State.

REPORTS OF STANDING COMMITTEES

February 28, 1961

Mr. President:

Your Committee on Rules to which has been referred *S. B. No. 56* pertaining to UTAH SCHOOL EMPLOYMENT ACT – BOARD has examined and carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,
HAVEN J. BARLOW,
Chairman

Report filed.

S. B. No. 56 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

February 28, 1961

Mr. President:

Your Committee on Rules to which has been referred *S. B. No. 51* pertaining to COUNTY COMMISSION ORDINANCES, has examined and carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,
HAVEN J. BARLOW,
Chairman

Report filed.

S. B. No. 51 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

February 28, 1961

Mr. President:

Your Committee on Rules to which has been referred *S. B. No. 21* pertaining to JUVENILE DETENTION ACT – DISTRICTS has examined and carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,
HAVEN J. BARLOW,
Chairman

Report filed.

S. B. No. 21 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

February 28, 1961

Mr. President:

Your Rules Committee, to which was referred

S. B. No. 254

reports the same back with a few minor changes assented to by the authors and recommends the same be printed.

Respectfully,

HAVEN J. BARLOW,
Chairman

Report adopted and filed.

The above bill was ordered printed.

S. B. No. 254 was referred to the Sifting Committee.

CONSIDERATION OF BILLS ON THIRD READING

S. B. No. 68 was read the third time and placed on its final passage.

On motion of Senator Steen, *S. B. No. 68* was tabled.

S. B. No. 48 was read the third time and placed on its final passage.

On motion of Senator Jenkins, *S. B. No. 48* was amended as follows:

Line 19, insert "The sessions of the board shall be open to the public, except when the board is considering or taking action with respect to the condition of an individual bank."

S. B. No. 48 then passed on the following roll call:

Yeas, 21; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Grover, Hammond, Hinton, Holman, Jenkins, Kerr, Lloyd, Mantes, Memmott, Miller, Schmiett, Sowards, Stacey, Steen and Mr. President.

Absent and not voting: Senators Fowles, Hafen, Hopkin and Hunter.

S. B. No. 48 was transmitted to the House.

S. B. No. 78 was read the third time and placed on its final passage.

On motion of Senator Lloyd, *S. B. No. 78* was amended as follows:

On page 3, line 20, following the word "after," delete the word "July" and insert in lieu thereof the word "September".

On motion of Senator Kerr, *S. B. No. 78* was made a Special Order of Business for 2:30 P.M.

On motion of Senator Grover, *S. B. No. 68* was lifted from the table on the following roll call:

Yeas, 16, Nays, 8; Absent, 1.

Those voting in the affirmative were: Senators Browning, Cox, Fowles, Grover, Hafen, Hinton, Holman, Hunter, Jenkins, Lloyd, Mantes, Memmott, Miller (explained vote), Schmiett, Sowards and Mr. President.

Those voting in the negative were: Senators Ashton, Barlow, Bullen, Clegg, Hammond, Kerr, Stacey and Steen.

Absent and not voting: Senator Hopkin.

Senator Clegg, with the aid of five Senators, requested a Call of the Senate.

Senators Browning, Bullen, Cox, Fowles, Hopkin, Jenkins, Kerr, Lloyd, Mantes, Miller, Stacey and Steen were absent without leave.

On motion of Senator Cox, the Call of the Senate was lifted.

Senator Grover, with the aid of five Senators, requested a Call of the Senate.

Senators Hinton, Hopkin and Steen were absent without leave.

On motion of Senator Grover, the Call of the Senate was lifted.

On motion of Senator Lloyd, *S. B. No. 68* was amended as follows:

On page 2, line 2, after the word "state", insert the words "the threat of".

S. B. No. 68 then failed to pass on the following roll call:

Yeas, 9; Nays, 14; Absent, 2.

Those voting in the affirmative were: Senators Browning, Fowles, Grover, Holman, Jenkins, Lloyd, Memmott, Schmiett and Sowards.

Those voting in the negative were: Senators Ashton, Barlow, Bullen, Clegg, Cox, Hafen (explained vote), Hammond, Hopkin, Hunter, Kerr, Mantes, Miller (explained vote), Stacey and Mr. President (explained vote).

Absent and not voting: Senators Hinton and Steen.

S. B. No. 68 was ordered filed.

On motion of Senator Ashton, *S. B. No. 78* was made a Special Order of Business for 2:30 P.M., Thursday, March 2, 1961.

On motion of Senator Clegg, the Senate adjourned until 2:00 P.M.

AFTERNOON SESSION

The Senate re-assembled.

President Waddingham in the chair.

On motion of Senator Grover, *H. B. No. 33* was made a Special Order of Business for 10:00 A.M., Thursday, March 2, 1961.

On motion of Senator Hunter, *S. B. No. 159* was made a Special Order of Business for 10:30 A.M., Thursday, March 2, 1961.

CONSIDERATION OF BILLS ON THIRD READING

S. B. No. 201 was read the third time and placed on its final passage.

On motion of Senator Grover, *S. B. No. 201* retained its position on the Third Reading Calendar.

COMMUNICATIONS FROM THE HOUSE

March 1, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *S. B. No. 29*, UTAH SCHOOL EMPLOYEES' RETIREMENT ACT QUALIFICATIONS, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 29 was transmitted to the Governor.

March 1, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 47*, entitled, FILLED MILK, and the same is transmitted herewith for the signature of the President.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 47 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 1, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 65*, entitled, CITY ELECTION FUNDS, and the same is transmitted herewith for the signature of the President.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 65 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 1, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 51*, entitled, ALIEN HUNTING LICENSES, and the same is transmitted herewith for the signature of the President.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 51 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 1, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 48*, entitled, DAIRY ADVISORY BOARD SELECTION, and the same is transmitted herewith for the signature of the President.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 48 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 1, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *S. B. No. 150*, entitled, UNIV. OF UTAH MEDICAL CENTER, and the same is returned herewith for your further action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 150 was referred to the Committee on Rules to be enrolled and engrossed.

March 1, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 130*, by Mr. Costello et al, entitled, SAFETY CODE IN TRANSPORTING WORKERS, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 130 was read the first time and referred to the Committee on Highways and Aeronautics.

March 1, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 129*, entitled, REQUIRING PROOF OF FINANCIAL RESPONSIBILITY AFTER SUSPENSION OR REVOCATION, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 129 was read the first time and referred to the Committee on Highways and Aeronautics.

March 1, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 128*, entitled, RELEASE EMPLOYEE DRIVER FROM SUSPENSION PROVISIONS OF FINANCIAL RESPONSIBILITY LAW, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 128 was read the first time and referred to the Committee on Highways and Aeronautics.

March 1, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 127*, entitled, INCREASE PUBLIC LIABILITY INSURANCE REQUIREMENT, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 127 was read the first time and referred to the Committee on Highways and Aeronautics.

March 1, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day refused to concur in the Senate amendments to *H. B. No. 62*, SCHOOL FINANCE BILL, and requests the Senate to recede from its amendments.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

On motion of Senator Grover, the Senate refused to recede from their amendments on *H. B. No. 62.*

President Waddingham appointed Senators Hinton, Mantes and Stacey to act with a like committee from the House to consider the amendments to *H. B. No. 62.*

March 1, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 159*, by Mr. Squire et al, entitled, EXTENSIVE AMENDMENT OF TRAFFIC CONTROL PROVISIONS OF MOTOR VEHICLE CODE, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 159 was read the first time and referred to the Committee on Highways and Aeronautics.

March 1, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, *H. J. R. No. 25*, by Mr. Dean, entitled, A JOINT RESOLUTION OF THE LEGISLATURE OF THE STATE OF UTAH EXPRESSING CONGRATULATIONS TO MRS. REVA BECK BOSONE, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. J. R. No. 25 was read the first time.

On motion of Senator Cox, the rules were suspended and *H. J. R. No. 25* was read the second and third times and placed on its final passage.

H. J. R. No. 25 then passed on the following roll call:

Yeas, 23; Nays, 0; Absent, 2.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter, Jenkins, Kerr, Lloyd, Memmott, Miller, Schmiett, Sowards, Stacey, Steen and Mr. President.

Absent and not voting: Senators Hunter and Mantes.

H. J. R. No. 25 was returned to the House.

REPORTS OF STANDING COMMITTEES

March 1, 1961

Mr. President:

Your Committee on Rules to which has been referred *S. B. No. 81*, pertaining to IMPROVEMENT GUARANTY FUND ACT, has examined and carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,
HAVEN J. BARLOW,
Chairman

Report filed.

S. B. No. 81 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 1, 1961

Mr. President:

Your Committee on Rules to which has been referred *S. B. No. 155*, pertaining to STATE OFFICE BUILDING MAINTENANCE, APPROPRIATION, has examined and carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,
HAVEN J. BARLOW,
Chairman

Report filed.

S. B. No. 155 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 1, 1961

Mr. President:

Your Committee on Rules to which has been referred *S. B. No. 135* pertaining to SUSPENSION OF DRIVER LICENSES has examined and carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,
HAVEN J. BARLOW,
Chairman

Report filed.

S. B. No. 135 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

INTRODUCTION OF BILLS

On the motion of Senator Jenkins, and with the unanimous consent of the Senate, the following bill was introduced.

S. B. No. 255 By Mr. Jenkins

AN ACT AUTHORIZING THE STATE BOARD OF EDUCATION, THE BOARD OF REGENTS OF THE UNIVERSITY OF UTAH, AND THE BOARD OF TRUSTEES OF UTAH STATE UNIVERSITY OF AGRICULTURE AND APPLIED SCIENCE, TO FINANCE THE PAYMENT OF ALL OR PART OF THE COST OF CONSTRUCTION, EQUIPMENT AND FURNISHING OF BUILDINGS OR ANY ADDITION TO OR REMODELING THEREOF BY LOAN SECURED BY MORTGAGE ON THE LAND AND THE IMPROVEMENTS THEREON, was read the first time and referred to the Committee on Rules.

REPORTS OF SPECIAL COMMITTEES

March 1, 1961

Mr. President:

Your Sifting Committee reports out the following bills to take their place on the Second Reading Calendar in the order named:

H. B. Nos. 120, 195, 43, 89, 60, 199, 200, 77, 96, 136, 49, 78, 79, 80, 1, 3, 132.

Respectfully,
R. LAVAUN COX,
Chairman

Report adopted and filed.

CONSIDERATION OF BILLS ON SECOND READING

H. B. No. 120 was read the second time.

Committee report read and adopted.

On motion of Senator Ashton, the rules were suspended and *H. B. No. 120* was read the third time and placed on its final passage.

H. B. No. 120 then passed on the following roll call:

Yeas, 23; Nays, 0; Absent, 2.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Holman, Hopkin, Hunter, Jenkins, Kerr, Lloyd, Mantes, Memmott, Miller, Schmiett, Sowards, Stacey and Steen.

Absent and not voting: Senator Hinton and Mr. President.

H. B. No. 120 was returned to the House.

H. B. No. 195 was read the second time.

Committee report read and adopted.

On motion of Senator Grover, the rules were suspended and *H. B. No. 195* was read the third time and placed on its final passage.

H. B. No. 195 then passed on the following roll call:

Yeas, 23; Nays, 0; Absent, 2.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Holman, Hopkin, Hunter, Jenkins, Kerr, Lloyd, Mantes, Memmott, Miller, Schmiett, Sowards, Stacey and Steen.

Absent and not voting: Senator Hinton and Mr. President.

H. B. No. 195 was returned to the House.

H. B. No. 43 was read the second time.

Committee report read and adopted.

On motion of Senator Barlow, *H. B. No. 43* was amended as follows:

On page 18, line 8, delete the words "upon approval" and insert in lieu thereof the words "July 1, 1961".

On motion of Senator Mantes, the rules were suspended and *H. B. No. 43* was read the third time and placed on its final passage.

H. B. No. 43 then passed on the following roll call:

Yeas, 21; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Holman, Hopkin, Jenkins, Kerr, Lloyd, Mantes, Miller, Schmiett, Sowards, Stacey and Mr. President.

Absent and not voting: Senators Hinton, Hunter, Memmott and Steen.

H. B. No. 43 was returned to the House.

H. B. No. 89 was read the second time.

Committee report read and adopted.

On motion of Senator Clegg, the rules were suspended and *H. B. No. 89* was read the third time and placed on its final passage.

H. B. No. 89 then passed on the following roll call:

Yeas, 20; Nays, 2; Absent, 3.

Those voting in the affirmative were: Senators Ashton, Barlow, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Holman (explained vote), Hopkin, Hunter, Jenkins (explained vote), Kerr, Lloyd, Memmott, Miller, Sowards, Stacey and Mr. President.

Those voting in the negative were: Senators Browning (explained vote) and Schmiett (explained vote).
Absent and not voting: Senators Hinton, Mantes and Steen.

H. B. No. 89 was returned to the House.

On motion of Senator Barlow, the Senate resolved itself into a Committee of the Whole.

Mrs. Frieda Burnside appeared before the Committee of the Whole.

On motion of Senator Kerr, the Committee of the Whole was dissolved.

On motion of Senator Hammond, the Senate recessed for 15 minutes.

The Senate re-assembled.

On motion of Senator Sowards, the Senate resolved itself into a Committee of the Whole.

Mr. Darrell Welling appeared before the Committee of the Whole.

On motion of Senator Sowards, the Committee of the Whole was dissolved.

H. B. No. 60 was read the second time.

Committee report read and adopted.

H. B. No. 60 was placed on the Third Reading Calendar on the following roll call:

Yeas, 22; Nays, 1; Absent, 2.

Those voting in the affirmative were: Senators Ashton, Barlow, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter, Jenkins, Kerr, Lloyd, Memmott, Miller, Schmiett, Sowards, Steen and Mr. President.

Voting in the negative was Senator Browning.

Absent and not voting: Senators Mantes and Stacey.

H. B. No. 77 was read the second time.

Committee report read and adopted.

H. B. No. 77 was placed on the Third Reading Calendar on the following roll call:

Yeas, 22; Nays, 0; Absent, 3.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hammond, Hinton, Holman, Hopkin, Hunter, Jenkins, Kerr, Lloyd, Memmott, Schmiett, Sowards, Stacey, Steen and Mr. President.

Absent and not voting: Senators Hafen, Mantes and Miller.

CONSIDERATION OF BILLS ON SECOND READING

H. B. No. 199 was read the second time.

Committee report read and adopted.

H. B. No. 200 was read the second time.

Committee report read and adopted.

On motion of Senator Clegg, the rules were suspended and *H. B. No. 199* was read the third time and placed on its final passage.

H. B. No. 199 then passed on the following roll call:

Yeas, 19; Nays, 0; Absent, 6.

Those voting in the affirmative were: Senators Ashton, Barlow, Bullen, Clegg, Cox, Fowles, Grover, Hammond, Hinton, Holman, Jenkins, Kerr,, Lloyd, Memmott, Schmiett, Sowards, Stacey, Steen and Mr. President.

Absent and not voting: Senators Browning, Hafen, Hopkin, Hunter, Mantes and Miller.

H. B. No. 199 was returned to the House.

On motion of Senator Clegg, the rules were suspended and *H. B. No. 200* was read the third time and placed on its final passage.

H. B. No. 200 then passed on the following roll call:

Yeas, 18; Nays, 0; Absent, 7.

Those voting in the affirmative were: Senators Ashton, Bullen, Clegg, Cox, Fowles, Grover, Hammond, Hinton, Hunter, Jenkins, Kerr, Lloyd, Memmott, Schmiett, Sowards, Stacey, Steen and Mr. President.

Absent and not voting: Senators Barlow, Browning, Hafen, Holman, Hopkin, Mantes and Miller.

H. B. No. 200 was returned to the House.

H. B. No. 96 was read the second time.

Committee report read and adopted.

H. B. No. 96 failed to pass on the following roll call:

Yeas, 5; Nays, 17; Absent, 3.

Those voting in the affirmative were: Senators Ashton, Grover, Lloyd, Stacey and Steen.

Those voting in the negative were: Senators Barlow, Browning, Bullen, Clegg, Cox, Fowles, Hammond, Hinton (explained vote), Holman, Hopkin (explained vote), Hunter, Jenkins (explained vote), Kerr, Memmott, Schmiett, Sowards and Mr. President.

Absent and not voting: Senators Hafen, Mantes and Miller.

H. B. No. 96 was ordered returned to the House.

Upon motion of Senator Jenkins, *H. B. Nos. 1* and *3* were made Special Orders for Thursday, March 2, 1961 at 4:00 P.M.

Upon motion of Senator Kerr, the Senate adjourned to Thursday, March 2, 1961 at 10:00 A.M.

FIFTY-THIRD DAY

MORNING SESSION

March 2, 1961

The Senate was called to order at 10:00 A.M. President Waddingham in the chair.

Roll Call — All Senators present.

The Prayer was offered by Father Frank Brussatto.

March 2, 1961

Mr. President:

Your Committee on Revision of the Journal respectfully reports that we have read the Journal for the fifty-second day and find it correct with minor amendments noted on the final copy.

Respectfully,

FRANK C. MEMMOTT,
Chief Clerk

Report adopted and filed.

COMMUNICATIONS FROM THE HOUSE

March 1, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 84*, by Mrs. Vance, entitled, NEW WELFARE ACT, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,
Chairman

Communication filed.

H. B. No. 84 was read the first time and referred to the Committee on Public Health, Welfare and Institutions.

March 1, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 158*, by Mr. T. D. A. Smith, entitled, RAISING FINE FOR DISCHARGE OF FIREARMS FROM HIGHWAY, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 158 was read the first time and referred to the Committee on Fish and Game.

REPORTS OF STANDING COMMITTEES

March 1, 1961

Mr. President:

Your Committee on Highways and Aeronautics, to which was referred *H. B. No. 127*, by Messrs. Rawlings, Welch and Anderson, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

J. FRANCIS FOWLES,
Chairman

Report filed.

H. B. No. 127 was referred to the Sifting Committee.

March 1, 1961

Mr. President:

Your Committee on Highways and Aeronautics, to which was referred *H. B. No. 128*, by Messrs. Anderson, Welch and Rawlings, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

J. FRANCIS FOWLES,
Chairman

Report filed.

H. B. No. 128 was referred to the Sifting Committee.

March 1, 1961

Mr. President:

Your Committee on Highways and Aeronautics, to which was referred *H. B. No. 129*, by Messrs. Rawlings, Welch and Anderson, has carefully con-

sidered said bill and reports the same out without recommendation.

Respectfully,
J. FRANCIS FOWLES,
Chairman

Report filed.

H. B. No. 129 was referred to the Sifting Committee.

March 1, 1961

Mr. President:

Your Committee on Highways and Aeronautics, to which was referred *H. B. No. 130,* by Messrs. Costello, Spence, Harward, Squire and Mahoney, has carefully considered said bill and reports the same out without recommendation.

Respectfully,
J. FRANCIS FOWLES,
Chairman

Report filed.

H. B. No. 130 was referred to the Sifting Committee.

March 1, 1961

Mr. President:

Your Committee on Highways and Aeronautics, to which was referred *H. B. No. 159,* by Messrs. Squire, Johnson, Aiken and T. D. A. Smith, has carefully considered said bill and reports the same out without recommendation.

Respectfully,
J. FRANCIS FOWLES,
Chairman

Report filed.

H. B. No. 159 was referred to the Sifting Committee.

March 2, 1961

Mr. President:

Your Committee on Salaries, to which was referred *S. B. No. 253,* by Messrs. Jenkins and Hafen, has carefully considered said bill and reports the same out favorably.

Respectfully,
ERNEST G. MANTES,
Chairman

Report filed.

S. B. No. 253 was referred to the Sifting Committee.

March 2, 1961

Mr. President:

Your Committee on Appropriations, to which was referred *S. B. No. 223*, by Messrs. Barlow and Lloyd, has carefully considered said bill and reports the same out favorably, with the recommendation that $100,000 appropriation be considered.

Respectfully,
ALONZO F. HOPKIN,
Chairman

Report filed.

S. B. No. 223 was referred to the Sifting Committee.

March 2, 1961

Mr. President:

Your Committee on Appropriations, to which was referred *S. B. No. 252*, by Mr. Miller, has carefully considered said bill and reports the same out favorably.

Respectfully,
ALONZO F. HOPKIN,
Chairman

Report filed.

S. B. No. 252 was referred to the Sifting Committee.

March 2, 1961

Mr. President:

Your Committee on Appropriations to which was referred *S. B. No. 242*, by Mr. Hafen, has carefully considered said bill and reports the same out favorably.

Respectfully,
ALONZO F. HOPKIN,
Chairman

Report filed.

S. B. No. 242 was referred to the Sifting Committee.

COMMUNICATIONS FROM THE GOVERNOR

March 1, 1961

Honorable Thorpe Waddingham
President, Utah State Senate

Dear President Waddingham:

This is to advise that this day Governor Clyde has signed into law the following bills, which have been forwarded to the Secretary of State for filing.

S. B. 4

S. B. 62

S. B. 73

Yours sincerely,

LAURENCE J. BURTON,
Administrative Assistant

cc: Secretary of State
Speaker of House of Representatives

Communication filed.

March 1, 1961

Honorable Ernest H. Dean
Speaker, Utah House of Representatives

Dear Speaker Dean:

This is to advise that this day Governor Clyde has signed into law the following bill, which has been forwarded to the Secretary of State for filing.

H. B. No. 40

Yours sincerely,

LAURENCE J. BURTON,
Administrative Assistant

cc: Secretary of State
President of Utah Senate

Communication filed.

SPECIAL ORDER

H. B. No. 33, being a Special Order of Business, was before the Senate.

H. B. No. 33 was read the second time.

Committee report read and adopted.

On motion of Senator Grover, the Senate recessed for 15 minutes.

The Senate re-assembled.

Senator Grover, with the aid of five Senators, requested a Call of the Senate.

Senators Ashton, Barlow, Browning, Bullen, Hafen, Hammond, Clegg, Hunter, Kerr, Lloyd, Mantes, Stacey and Steen were absent without leave.

On motion of Senator Grover, the Call of the Senate was lifted.

H. B. No. 33 was placed on the Third Reading Calendar on the following roll call:

Yeas, 17; Nays, 7; Absent, 1.

Those voting in the affirmative were: Senators Browning, Clegg,, Cox, Fowles, Grover, Hinton, Holman, Hopkin, Hunter, Jenkins, Kerr, Mantes, Memmott, Miller, Schmiett, Sowards and Mr. President.

Those voting in the negative were: Senators Ashton, Bullen, Hafen (explained vote), Hammond, Lloyd, Stacey and Steen.

Absent and not voting: Senator Barlow.

SPECIAL ORDER

S. B. No. 54, being a Special Order of Business, was before the Senate.

S. B. No. 54 was read the second time.

Committee report read and adopted.

On motion of Senator Grover, *S. B. No. 54* was made a Special Order of Business for 2:30 P.M., Friday, March 3, 1961.

On motion of Senator Grover, *S. B. No. 132* was lifted from the table on the following roll call:

Yeas, 14; Nays, 11; Absent, 0.

Those voting in the affirmative were: Senators Browning, Clegg (explained vote), Cox, Fowles, Grover, Hinton, Holman, Jenkins, Mantes, Memmott, Miller, Schmiett, Sowards and Mr. President.

Those voting in the negative were: Senators Ashton, Barlow, Bullen, Hafen, Hammond, Hopkin, Hunter, Kerr, Lloyd, Stacey and Steen.

On motion of Senator Grover, *S. B. No. 132* was placed at the head of the Third Reading Calendar.

S. B. No. 132 was read the third time and placed on its final passage.

S. B. No. 132 then failed to pass on the following roll call:

Yeas, 12; Nays, 13; Absent, 0.

Those voting in the affirmative were: Senators Cox, Grover, Hinton, Holman, Jenkins, Kerr, Mantes, Memmott, Miller, Schmiett, Sowards and Mr. President.

Those voting in the negative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Fowles, Hafen, Hammond, Hopkin, Hunter, Lloyd, Stacey and Steen.

S. B. No. 132 was ordered filed.

SPECIAL ORDER

S. B. No. 159, being a Special Order of Business, was before the Senate.

S. B. No. 159 was read the third time and placed on its final passage.

On motion of Senator Holman, *S. B .No. 159* was amended as follow:

On page 2, following line 14, insert a new paragraph to read:

> "(4) No other sign or placard stating the price or prices of gasoline other than the price on the computing device as required by subsection (1) and the sign allowed by subsection (2) shall be posted or maintained on the premises on which said fuel is sold or offered for sale."

S. B. No. 159 then passed on the following roll call:

Yeas, 15; Nays, 9; Absent, 1.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Hammond, Holman, Hunter, Lloyd, Miller, Schmiett, Sowards, Stacey and Steen.

Those voting in the negative were: Senators Fowles, Grover, Hafen, Hinton (explained vote), Hopkin, Jenkins (explained vote), Kerr, Mantes and Memmott.

Absent and not voting: Mr. President.

S. B. No. 159 was transmitted to the House.

CONSIDERATION OF BILLS ON THIRD READING

S. B. No. 201, having been read the third time, was before the Senate.

On motion of Senator Jenkins, *S. B. No. 201* was tabled.

H. B. No. 60 was read the third time and placed on its final passage.

On motion of Senator Browning, *H. B. No. 60* was made a Special Order of Business for 10:30 A.M., Monday, March 6, 1961.

H. B. No. 77 was read the third time and placed on its final passage.

H. B. No. 77 then passed on the following roll call:

Yeas, 23; Nays, 0; Absent, 2.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hinton, Holman, Hopkin, Hunter, Jenkins, Kerr, Lloyd, Mantes, Memmott, Miller, Schmiett, Sowards, Stacey and Steen.

Absent and not voting: Senator Hammond and Mr. President.

H. B. No. 77 was returned to the House.

REPORTS OF SPECIAL COMMITTEES

March 2, 1961

Mr. President:

Your Sifting Committee reports out the following bills to take their place on the Second Reading Calendar in the order named:

H. B. Nos. 136, 49, 78, 79, 80, 132, 134, 119.

Respectfully,

R. LAVAUN COX,
Chairman

Report adopted and filed.

COMMUNICATIONS FROM THE HOUSE

March 2, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the Senate and House, *S. B. No. 46*, SAVINGS AND LOAN ACT, and the same is returned herewith for your further action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

On the motion of Senator Hafen, the Senate voted to concur with the House amendments.

S. B. No. 46 then passed on the following roll call:

Yeas, 15; Nays, 0; Absent, 10.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Hafen, Hammond, Hinton, Holman, Jenkins, Kerr, Mantes and Stacey.

Absent and not voting: Senators Grover, Hopkin, Hunter, Lloyd, Memmott, Miller, Schmiett, Sowards, Steen and Mr. President.

S. B. No. 46 was referred to the Committee on Rules to be enrolled and engrossed.

On motion of Senator Hinton, the Senate recessed until 2:00 P.M.

AFTERNOON SESSION

The Senate re-assembled.

President Waddingham in the chair.

COMMUNICATIONS FROM THE HOUSE

March 2, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *S. B. No. 51*, entitled, COUNTY COMMISSION ORDINANCES, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 51 was transmitted to the Governor.

March 2, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House,

S. B. No. 56, entitled, UTAH SCHOOL EMPLOYMENT ACT – BOARD, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 56 was transmitted to the Governor.

March 2, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *S. B. No. 21*, entitled, JUVENILE DETENTION ACT – DISTRICTS, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 21 was transmitted to the Governor.

March 2, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *S. B. No. 81*, entitled, IMPROVEMENT GUARANTY FUND ACT, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 81 was transmitted to the Governor.

March 2, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *S. B. No. 155*, entitled, STATE OFFICE BLDG. MAINTENANCE APPROP., and the same is forwarded herewith for transmission to the Governor.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 155 was transmitted to the Governor.

March 2, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *S. B. No. 135*, entitled, SUSPENSION OF DRIVER LICENSES, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 135 was transmitted to the Governor.

February 28, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the Senate, *S. B. No. 31*, entitled, CITY FISCAL PROCEDURE, and the same is returned herewith for your further action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 31 was referred to the Committee on Rules to be enrolled and engrossed.

March 2, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *S. B. No. 96*, entitled, BEER LABELING ACT, and the same is returned herewith for your further action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 96 was referred to the Committee on Rules to be enrolled and engrossed.

March 2, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, as amended by the Senate, *S. B.*

No. 224, entitled, SMALL CLAIMS COURT, and the same is returned herewith for your further action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 224 was referred to the Committee on Rules to be enrolled and engrossed.

March 2, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the Senate, *S. B. No. 145*, entitled, WEBER COLLEGE TRUSTEES, and the same is returned herewith for your further action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 145 was referred to the Committee on Rules to be enrolled and engrossed.

March 2, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the Senate, *S. B. No. 122*, entitled, WITHDRAWAL OF DUGWAY PROVING GROUND FOR LEASING, and the same is returned herewith for your further action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 122 was referred to the Committee on Rules to be enrolled and engrossed.

March 2, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the Senate, *S. B. No. 203*, entitled, SALT FLATS RACE COURSE, and the same is returned herewith for your further action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 203 was referred to the Committee on Rules to be enrolled and engrossed.

March 2, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day concurred in Senate amendments to and passed *H. B. No. 43*, SUPERVISION BY MOTOR VEHICLE DEALERS ASSOCIATION.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

March 2, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day appointed a Conference Committee consisting of Representatives Ballif, Memmott, Bott, to act with a like Committee from the Senate to consider *H. B. No. 62*, SCHOOL FINANCE BILL.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

Mr. President: March 2, 1961

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 212*, entitled, BRING RAILROAD CORPORATIONS UNDER CODE AND REPEAL STOCK PURCHASE LIMITATIONS, and the same is transmitted herewith for the signature of the President.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 212 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

Mr. President: March 2, 1961

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 23*, entitled, HOME SLAUGHTERING, and the same is transmitted herewith for the signature of the President.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 23 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

President Waddingham appointed Senator Lloyd as Poet Laureate of the Senate.

REPORTS OF STANDING COMMITTEES

March 2, 1961

Mr. President:

Your Committee on Fish and Game, to which was referred *H. B. No. 158*, by Messrs. T. D. A. Smith, Squire and Aiken, has carefully considered said bill and reports the same out favorably.

Respectfully,
FRANK C. MEMMOTT,
Chairman

Report filed.

H. B. No. 158 was referred to the Sifting Committee.

March 2, 1961

Mr. President:

Your Committee on State, Federal, Military Affairs and Civil Defense, to which was referred *H. B. No. 71*, by Messrs. Dalton, Warren, Cannon and Welch, has carefully considered said bill and reports the same out without recommendation.

Respectfully,
BRUCE S. JENKINS,
Chairman

Report filed.

H. B. No. 71 was referred to the Sifting Committee.

March 2, 1961

Mr. President:

Your Committee on State, Federal, Military Affairs and Civil Defense, to which was referred *S. B. No. 241*, by Mr. Hopkin, has carefully considered said bill and reports the same out without recommendation.

Respectfully,
BRUCE S. JENKINS,
Chairman

Report filed.

S. B. No. 241 was referred to the Sifting Committee.

March 2, 1961

Mr. President:

Your Committee on State, Federal, Military Affairs and Civil Defense, to which was referred *S. B. No. 247*, by Messrs. Grover, Kerr and Lloyd, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

BRUCE S. JENKINS,
Chairman

Report filed.

S. B. No. 247 was referred to the Sifting Committee.

March 2, 1961

Mr. President:

Your Committee on State, Federal, Military Affairs and Civil Defense, to which was referred *S. B. No. 248*, by Messrs. Grover, Kerr and Lloyd, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

BRUCE S. JENKINS,
Chairman

Report filed.

S. B. No. 248 was referred to the Sifting Committee.

March 2, 1961

Mr. President:

Your Committee on State, Federal, Military Affairs and Civil Defense, to which was referred *S. B. No. 233*, by Messrs. Memmott, Mantes, Kerr and Holman, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

BRUCE S. JENKINS,
Chairman

Report filed.

S. B. No. 233 was referred to the Sifting Committee.

March 2, 1961

Mr. President:

Your Committee on State, Federal, Military Affairs and Civil Defense, to which was referred *S. B. No. 235*, by Messrs. Holman and Stacey, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

BRUCE S. JENKINS,
Chairman

Report filed.

S. B. No. 235 was referred to the Sifting Committee.

March 2, 1961

Mr. President:

Your Committee on State, Federal, Military Affairs and Civil Defense, to which was referred *S. B. No. 215*, by Mr. Hafen, has carefully considered said bill and reporst the same out without recommendation.

Respectfully,

BRUCE S. JENKINS,
Chairman

Report filed.

S. B. No. 215 was referred to the Sifting Committee.

March 2, 1961

Mr. President:

Your Committee on State, Federal, Military Affairs and Civil Defense, to which was referred *S. B. No. 240*, by Messrs. Hinton and Jenkins, has carefully considered said bill and reports the same out favorably.

Respectfully,

BRUCE S. JENKINS,
Chairman

Report filed.

S. B. No. 240 was referred to the Sifting Committee.

March 2, 1961

Mr. President:

Your Committee on State, Federal, Military Affairs and Civil Defense, to which was referred *S. B. No. 239*, by Messrs. Mantes and Cox, has carefully considered said bill and reports the same out favorably.

Respectfully,

BRUCE S. JENKINS,
Chairman

Report filed.

S. B. No. 239 was referred to the Sifting Committee.

March 2, 1961

Mr. President:

Your Committee on State, Federal, Military Affairs and Civil Defense, to which was referred *H. B. No. 4*, by Messrs. R. Evans, Welch and C. H. Taylor, has carefully considered said bill and reports the same out favorably.

Respectfully,

BRUCE S. JENKINS,

Chairman

Report filed.

H. B. No. 4 was referred to the Sifting Committee.

March 2, 1961

Mr. President:

Your Committee on State, Federal, Military Affairs and Civil Defense, to which was referred *H. C. R. No. 5*, by Messrs. Royal Harward, Nethella G. Woolsey, Loren D. Squire, has carefully considered said bill and reports the same out favorably.

Respectfully,

BRUCE S. JENKINS,
Chairman

Report filed.

H. C. R. No. 5 was referred to the Sifting Committee.

March 2, 1961

Mr. President:

Your Committee on Public Health, Welfare and Institutions, to which was referred *H. B. No. 84*, by Messrs. Sheffield, C. H. Taylor, Mrs. Vance and Mrs. Woolsey, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

VERNON L. HOLMAN,
Chairman

Report filed.

H. B. No. 84 was referred to the Sifting Committee.

March 1, 1961

Mr. President:

Your Committee on Rules to which has been referred *S. B. No. 102* pertaining to UTAH VETERINARY PRACTICE ACT has examined and carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,

HAVEN J. BARLOW,
Chairman

Report filed.

S. B. No. 102 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 2, 1961

Mr. President:

Your Committee on Rules to which has been referred *S. B. No. 150* pertaining to UNIVERSITY OF UTAH MEDICAL CENTER has examined and

carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,

HAVEN J. BARLOW,
Chairman

Report filed.

S. B. No. 150 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

CONSIDERATION OF BILLS ON SECOND READING

H. B. No. 136 was read the second time.

Committee report read and adopted.

On motion of Senator Hopkin, the rules wer suspended and *H. B. No. 136* was read the third time and placed on its final passage.

H. B. No. 136 then passed on the following roll call:

Yeas, 20; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Ashton, Browning, Bullen, Clegg, Cox, Grover, Hafen, Hammond, Holman, Hopkin, Hunter, Jenkins, Kerr, Lloyd, Mantes, Memmott, Schmiett, Sowards, Stacey and Steen.

Absent and not voting: Senators Barlow, Fowles, Hinton, Miller and Mr. President.

H. B. No. 136 was returned to the House.

H. B. No. 49 was read the second time.

Committee report read and adopted.

On motion of Senator Lloyd, the rules were suspended and *H. B. No. 49* was read the third time and placed on its final passage.

H. B. No. 49 then passed on the following roll call:

Yeas, 21; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Grover, Hafen, Hammond, Hinton, Holman,, Hunter, Jenkins, Kerr, Lloyd, Mantes, Memmott, Schmiett, Sowards, Stacey and Steen.

Absent and not voting: Senators Fowles, Hopkin, Miller and Mr. President.

H. B. No. 49 was returned to the House.

SPECIAL ORDER

S. B. No. 78, being *a* Special Order of Business, was before the Senate.

On motion of Senator Lloyd, *S. B. No. 78* was amended as follows:

Page 4, line 21, insert section 2. Sec. 58-18-15 shall be enacted to read:

Section 58-18-15. The requirements of this act shall not effect Journeymen Plumbers already licensed to act in the trade of Plumbing in Utah before the effective date of the act.

S. B. No. 78 then passed on the following roll call:

Yeas, 18; Nays, 3; Absent, 4.

Those voting in the affirmative were: Senators Ashton, Bullen, Clegg, Cox, Grover (explained vote), Hafen (explained vote), Hammond, Hinton, Holman, Hopkin, Hunter, Jenkins, Kerr, Lloyd, Mantes, Sowards, Stacey and Steen.

Those voting in the negative were: Sentaors Barlow, Browning and Schmiett.

Absent and not voting: Senators Fowles, Memmott, Miller and Mr. President.

S. B. No. 78 was transmitted to the House.

CONSIDERATION OF BILLS ON SECOND READING

H. B. No. 78 was read the second time.

Committee report read and adopted.

H. B. No. 79 was read the second time.

Committee report read and adopted.

H. B. No. 80 was read the second time.

Committee report read and adopted.

On motion of Senator Hunter, the Sifting Committee was discharged from further consideration of *S. B. No. 19*.

Our motion of Senator Hammond, the Senate recessed for 15 minutes.

The Senate re-assembled.

On motion of Senator Kerr, *S. B. No. 19* was made a Special Order of Business for 2:30 P.M., Monday, March 6, 1961.

On motion of Senator Lloyd, the rules were suspended and *H. B. No. 80* was read the third time and placed on its final passage.

H. B. No. 80 then passed on the following roll call:

Yeas, 17; Nays, 0; Absent, 8.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Fowles, Grover, Hafen, Hammond, Holman, Hunter, Jenkins, Lloyd, Schmiett, Sowards, Steen and Mr. President.

Absent and not voting: Senators Cox, Hinton, Hopkin, Kerr, Mantes, Memmott, Miller and Stacey.

H. B. No. 80 was returned to the House.

On motion of Senator Jenkins, *H. B. No. 77* was recalled from the House for further consideration.

On motion of Senator Lloyd, the rules were suspended and *H. B. No. 78* was read the third time and placed on its final passage.

H. B. No. 78 then passed on the following roll call:

Yeas, 18; Nays, 0; Absent, 7.

Those voting in the affirmative were: Senators Ashton, Barlow, Bullen, Clegg, Cox, Fowles, Hafen, Hammond, Holman, Hunter, Jenkins, Kerr, Lloyd, Memmott, Schmiett, Sowards, Steen and Mr. President.

Absent and not voting: Senators Browning, Grover, Hinton, Hopkin, Mantes, Miller and Stacey.

H. B. No. 78 was returned to the House.

On motion of Senator Lloyd, *H. B. No. 79* was amended as follows:

On page 4, line 3, following the last word "premiums", insert the word "charged".

On motion of Senator Lloyd, the rules were suspended and *H. B. No. 79* was read the third time and placed on its final passage.

H. B. No. 79 then passed on the following roll call:

Yeas, 20; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Ashton, Barlow, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hunter, Jenkins, Kerr, Lloyd, Schmiett, Sowards, Stacey, Steen and Mr. President.

Absent and not voting: Senators Browning, Hopkin, Mantes, Memmott and Miller.

H. B. No. 79 was returned to the House.

H. B. No. 132 was read the second time.

Committee report read and adopted.

On motion of Senator Lloyd, the Senate resolved itself into a Committee of the Whole.

Mr. Conway Ashton appeared before the Committee of the Whole.

On motion of Senator Lloyd, the Committee of the Whole was dissolved.

H. B. No. 132 was placed on the Third Reading Calendar on the following roll call:

Yeas, 18; Nays, 0; Absent, 7.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Grover, Hafen, Hammond, Holman, Hunter, Kerr, Lloyd, Schmiett, Sowards, Stacey, Steen and Mr. President.

Absent and not voting: Senators Fowles, Hinton, Hopkin, Jenkins, Mantes, Memmott and Miller.

SPECIAL ORDER

H. B. Nos. 1 and *3*, being Special Orders of Business, were before the Senate.

H. B. No. 1 was read the second time.

Committee report read and adopted.

H. B. No. 3 was read the second time.

Committee report read and adopted.

H. B. No. 1 was placed on the Third Reading Calendar on the following roll call:

Yeas, 18; Nays, 4; Absent, 3.

Those voting in the affirmative were: Senators Ashton, Browning, Bullen, Clegg, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Jenkins, Kerr, Lloyd, Mantes, Memmott, Schmiett, Sowards and Stacey.

Those voting in the negative were: Senators Barlow, Cox, Steen and Mr. President.

Absent and not voting: Senators Hopkin, Hunter and Miller.

H. B. No. 3 was placed on the Third Reading Calendar on the following roll call:

Yeas, 16; Nays, 6; Absent, 3.

Those voting in the affirmative were: Senators Ashton, Browning, Bullen, Clegg, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Jenkins, Kerr, Lloyd, Memmott, Schmiett and Sowards.

Those voting in the negative were: Senators Barlow, Cox, Mantes, Stacey, Steen and Mr. President.

Absent and not voting: Senators Hopkin, Hunter and Miller.

COMMUNICATIONS FROM THE HOUSE

March 2, 1961

Mr. President:

Pursuant to your request we are returning herewith *H. B. No. 77* pertaining to EXEMPTING REGISTRATION OF BOAT TRAILERS and the same is returned herewith for your further action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

On motion of Senator Cox, *H. B. No. 77* was placed at the head of the Third Reading Calendar.

March 2, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *S. B. No. 87*, entitled, CREDIT UNION ACT, and the same is returned herewith for your further action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 87 was referred to the Committee on Rules to be enrolled and engrossed.

March 2, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *S. J. R. No. 10*, entitled, INTERIM INSURANCE COMMITTEE, and the same is returned herewith for your further action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. J. R. No. 10 was referred to the Committee on Rules to be enrolled and engrossed.

March 2, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, *S. B. No. 227*, as amended by the Senate, entitled, COUNTY SERVICE AREAS ACT, and the same is returned herewith for your further action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 227 was referred to the Committee on Rules to be enrolled and engrossed.

March 2, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the Senate and House, *S. B. No. 28*, entitled,

TRUST DEEDS, and the same is returned herewith for your further action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

On the motion of Senator Fowles, the Senate voted to concur with the House amendments.

S. B. No. 28 then passed on the following roll call:

Yeas, 19; Nays, 2; Absent, 4.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Clegg, Cox, Fowles, Hafen, Hammond, Hinton, Holman, Hopkin, Jenkins, Kerr, Lloyd, Mantes, Memmott, Schmiett, Stacey and Mr. President.

Those voting in the negative were: Senators Grover and Sowards.

Absent and not voting: Senators Bullen, Hunter, Miller and Steen.

S. B. No. 28 was referred to the Committee on Rules to be enrolled and engrossed.

On the motion of Senator Lloyd, the Senate voted to recall *S. J. R. No. 21* from the Secretary of State with the consent of the House for reconsideration.

PRESENTATION OF RESOLUTIONS

On the motion of Senator Fowles and with the unanimous consent of the Senate, the following resolution was presented:

S. C. R. No. 7 By Mr. Fowles

A CONCURRENT RESOLUTION MEMORIALIZING THE CONGRESS OF THE UNITED STATES TO PROVIDE ADEQUATE FACILITY FOR THE CROSSING OF THE COLORADO RIVER IN THE VICINITY OF HITE, UTAH.

S. C. R. No. 7 was read the first time.

On motion of Senator Fowles, the rules were suspended and *S. C. R. No. 7* was read the second and third times and placed on its final passage.

S. C. R. No. 7 then passed on the following roll call:

Yeas, 22; Nays, 0; Absent, 3.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter, Jenkins, Kerr, Lloyd, Mantes, Memmott, Schmiett, Sowards, Stacey and Mr. President.

Absent and not voting: Senators Grover, Miller and Steen.

S. C. R. No. 7 was transmitted to the House.

REPORTS OF STANDING COMMITTEES

March 2, 1961

Mr. President:

Your Committee on Rules to which has been referred *S. B. No. 96*, pertaining to BEER LABELING ACT, has examined and carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,
HAVEN J. BARLOW,
Chairman

Report filed.

S. B. No. 96 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 1, 1961

Mr. President:

Your Committee on Rules to which has been referred *S. B. No. 136*, pertaining to ABSTRACT OF TRAFFIC CONVICTIONS REQUESTED has examined and carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,
HAVEN J. BARLOW,
Chairman

Report filed.

S. B. No. 136 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 2, 1961

Mr. President:

Your Committee on Rules to which has been referred *S. B. No. 224* pertaining to SMALL CLAIMS COURT has examined and carefully compared

the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,
HAVEN J. BARLOW,
Chairman

Report filed.

S. B. No. 224 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 2, 1961

Mr. President:

Your Committee on Rules to which has been referred *S. B. No. 122* pertaining to WITHDRAWAL OF DUGWAY PROVING GROUND FOR LEASING has examined and carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,
HAVEN J. BARLOW,
Chairman

Report filed.

S. B. No. 122 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 2, 1961

Mr. President:

Your Committee on Rules to which has been referred *S. B. No. 203,* pertaining to SALT FLATS RACE COURSE has examined and carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,
HAVEN J. BARLOW,
Chairman

Report filed.

S. B. No. 203 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 2, 1961

Mr. President:

Your Rules Committee, to which was referred

S. B. No. 255

reports the same back with a few minor changes assented to by the authors and recommends the same be printed.

Respectfully,

HAVEN J. BARLOW,
Chairman

Report adopted and filed.

S. B. No. 255 was referred to the Sifting Committee.

On the motion of Senator Hafen, the Senate voted that all bills in Standing Committees be referred to the Sifting Committee.

CONSIDERATION OF BILLS ON SECOND READING

H. B. No. 134 was read the second time.

Committee report read and adopted.

On motion of Senator Clegg, the rules were suspended and *H. B. No. 134* was read the third time and placed on its final passage.

H. B. No. 134 then passed on the following roll call:

Yeas, 22; Nays, 0; Absent, 3.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen,, Clegg, Cox, Fowles, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter, Jenkins, Kerr, Lloyd, Mantes, Memmott, Schmiett, Sowards, Stacey and Mr. President.

Absent and not voting: Senators Grover, Miller and Steen.

H. B. No. 134 was returned to the House.

H. B. No. 119 was read the second time.

Committee report read and adopted.

On motion of Senator Jenkins, the rules were suspended and *H. B. No. 119* was read the third time and placed on its final passage.

H. B. No. 119 then passed on the following roll call:

Yeas, 21; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Hafen, Hammond, Hinton, Holman, Hopkin, Jenkins, Kerr, Lloyd, Mantes, Memmott, Sowards, Stacey, Steen and Mr. President.

Absent and not voting: Senators Grover, Hunter, Miller and Schmiett.

H. B. No. 119 was returned to the House.

On motion of Senator Lloyd, the Senate voted to express their thanks and appreciation to President and Mrs. Waddingham for the excellent dinner afforded the Senate and requested that thanks also be expressed to the choral group from Delta.

On motion of Senator Clegg, the Senate adjourned until 10:00 A.M., Friday, March 3, 1961.

FIFTY-FOURTH DAY

MORNING SESSION

March 3, 1961

The Senate was called to order at 10:00 A.M. President Waddingham in the chair.

Roll Call – All Senators present.

The Prayer was offered by the Chaplain.

March 3, 1961

Mr. President:

Your Committee on Revision of the Journal respectfully reports that we have read the Journal for the fifty-third day and find it correct with minor amendments noted on the final copy.

Respectfully,
FRANK C. MEMMOTT,
Chairman

Report adopted and filed.

COMMUNICATIONS FROM THE HOUSE

March 2, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, *S. B. No. 178*, entitled, UTAH WATER & POWER BOARD LOAN, and the same is returned herewith for your further action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 178 was referred to the Committee on Rules to be enrolled and engrossed.

REPORTS OF STANDING COMMITTEES

March 3, 1961

Mr. President:

Your Committee on Political Subdivisions, to which was referred *S. B. No. 236*, by Mr. Jenkins, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

R. LAVAUN COX,
Chairman

Report filed.

S. B. No. 236 was referred to the Sifting Committee.

March 3, 1961

Mr. President:

Your Committee on Political Subdivisions, to which was referred *H. B. No. 166*, by Mr. Brusatto, has carefully considered said bill and reports the same out favorably.

Respectfully,

R. LAVAUN COX,
Chairman

Report filed.

H. B. No. 166 was referred to the Sifting Committee.

March 3, 1961

Mr. President:

Your Committee on Political Subdivisions, to which was referred *H. B. No. 224*, by Mr. Cochran, has carefully considered said bill and reports the

same out without recommendation.

Respectfully,

R. LAVAUN COX,
Chairman

Report filed.

H. B. No. 224 was referred to the Sifting Committee.

March 2, 1961

Mr. President:

Your Committee on Appropriations, to which was referred *S. B. No. 176*, by Mr. Browning, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

ALONZO F. HOPKIN,
Chairman

Report filed.

S. B. No. 176 was referred to the Sifting Committee.

March 2, 1961

Mr. President:

Your Committee on Appropriations, to which was referred *S. B. No. 177*, by Mr. Browning, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

ALONZO F. HOPKIN,
Chairman

Report filed.

S. B. No. 177 was referred to the Sifting Committee.

March 3, 1961

Mr. President:

Your Committee on Appropriations, to which was referred *S. B. No. 144*, by Messrs. Sowards and Hafen, has carefully considered said bill and reports the same out without recommendation.

Respectfully,

ALONZO F. HOPKIN,
Chairman

Report filed.

S. B. No. 144 was referred to the Sifting Committee.

March 2, 1961

Mr. President:

Your Committee on Appropriations, to which was referred *S. B. No. 161*, by Messrs. Kerr and Hammond, has carefully considered said bill and reports the same out without recommendtaion.

Respectfully,
ALONZO F. HOPKIN,
Chairman

Report filed.

S. B. No. 161 was referred to the Sifting Committee.

March 2, 1961

Mr. President:

Your Committee on Appropriations, to which was referred *S. B. No. 212*, by Mr. Browning, has carefully considered said bill and reports the same out without recommendation.

Respectfully,
ALONZO F. HOPKIN,
Chairman

Report filed.

S. B. No. 212 was referred to the Sifting Committee.

March 2, 1961

Mr. President:

Your Committee on Appropriations, to which was referred *S. B. No. 109*, by Mr. Jenkins, has carefully considered said bill and reports the same out without recommendation.

Respectfully,
ALONZO F. HOPKIN,
Chairman

Report filed.

S. B. No. 109 was referred to the Sifting Committee.

March 3, 1961

Mr. President:

Your Committee on Rules to which has been referred *S. B. No. 67*, pertaining to STATE EMPLOYEE RETIREMENT ACT, has examined and carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,
HAVEN J. BARLOW,
Chairman

Report filed.

S. B. No. 67 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

REPORTS OF SPECIAL COMMITTEES

March 3, 1961

Mr. President:

Your Sifting Committee reports out the following bills to take their place on the Second Reading Calendar in the order named:

S. B. Nos. 173, 160, 104, 208, 71, 242, 189, 141, 237, 190, 226, 200, 218, 162, 215, 216, 105.

S. C. R. Nos. 4, 5, 6, and 7.

Respectfully,

R. LA VAUN COX,
Chairman

Report adopted and filed.

CONSIDERATION OF BILLS ON THIRD READING

H. B. No. 33 was read the third time and placed on its final passage.

H. B. No. 33 then passed on the following roll call:

Yeas, 18; Nays, 6; Absent, 1.

Those voting in the affirmative were: Senators Barlow, Browning, Clegg, Cox, Fowles, Grover, Hinton, Holman, Hopkin, Hunter, Jenkins, Kerr, Mantes, Memmott, Miller, Schmiett, Sowards and Mr. President.

Those voting in the negative were: Senators Bullen, Hafen, Hammond, Lloyd, Stacey and Steen.

Absent and not voting: Senator Ashton.

H. B. No. 33 was returned to the House.

H. B. No. 77, having been recalled from the House for further consideration, was before the Senate.

On motion of Senator Jenkins, *H. B. No. 77* was amended as follows:

On page 2, line 17, at the end of the House amendment, insert:
"All such trailers shall be required to have painted or stenciled upon both the left side and the right side thereof in a conspicuous place, in letters of not less than 2" high the desgination U-750."

H. B. No. 77 then passed on the following roll call:

Yeas, 22; Nays, 0; Absent, 3.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Holman, Hopkin, Hunter, Jenkins, Kerr, Lloyd, Mantes, Memmott, Miller, Schmiett, Stacey and Mr. President.

Absent and not voting: Senators Hinton, Sowards and Steen.

H. B. No. 77 was returned to the House.

On motion of Senator Lloyd, the Senate recessed for 15 minutes.

The Senate re-assembled.

COMMUNICATIONS FROM THE HOUSE

March 3, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *S. B. No. 102*, UTAH VETERINARY PRACTICE ACT, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 102 was transmitted to the Governor.

March 3, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *S. B. No. 122*, WITHDRAWAL OF DUGWAY PROVING GROUND FOR LEASING, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 122 was transmitted to the Governor.

March 3, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House,

S. B. No. 224, SMALL CLAIMS COURT, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 224 was transmitted to the Governor.

March 3, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *S. B. No. 136,* ABSTRACT OF TRAFFIC CONVICTIONS REQUIRED, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 136 was transmitted to the Governor.

March 3, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *S. B. No. 150,* UNIVERSITY OF UTAH MEDICAL CENTER, and the same is forwarded herewith for tranmission to the Governor.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 150 was transmitted to the Governor.

March 3, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *S. B. No. 96,* BEER LABELING ACT, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 96 was transmitted to the Governor.

March 3, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *S. B. No. 203,* SALT FLATS RACE COURSE, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 203 was transmitted to the Governor.

CONSIDERATION OF BILLS ON THIRD READING

H. B. No. 132 was read the third time and placed on its final passage.

H. B. No. 132 then passed on the following roll call:

Yeas, 23; Nays, 0; Absent, 2.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Holman, Hopkin, Hunter, Jenkins, Kerr, Lloyd, Mantes, Miller, Schmiett, Sowards, Stacey, Steen and Mr. President.

Absent and not voting: Senators Hinton and Memmott.

H. B. No. 132 was returned to the House.

H. B. No. 1 was read the third time and placed on its final passage.

On motion of Senator Grover, the Senate resolved itself into a Committee of the Whole.

Dr. Robert Wharton, Mr. L. W. Mugleston and Mr. Clayton Parker appeared before the Committee of the Whole.

On motion of Senator Grover, the Committee of the Whole was dissolved.

H. B. No. 1 then passed on the following roll call:

Yeas, 16; Nays, 9; Absent, 0.

Those voting in the affirmative were: Senators Ashton, Browning, Clegg, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hunter (explained vote), Jenkins, Lloyd, Memmott, Miller, Schmiett and Sowards.

Those voting in the negative were: Senators Barlow, Bullen, Cox, Hopkin, Kerr, Mantes, Stacey, Steen and Mr. President.

H. B. No. 1 was returned to the House.

H. B. No. 3 was read the third time and placed on its final passage.

H. B. No. 3 then passed on the following roll call:

Yeas, 18; Nays, 6; Absent, 1.

Those voting in the affirmative were: Senators Ashton, Browning, Bullen, Clegg, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hunter, Jenkins, Kerr, Lloyd, Memmott, Miller, Schmiett and Sowards.

Those voting in the negative were: Senators Barlow, Cox, Hopkin, Mantes, Stacey and Mr. President.

Absent and not voting: Senator Steen.

H. B. No. 3 was returned to the House.

REPORTS OF SPECIAL COMMITTEES

March 3, 1961

Mr. President and Mr. Speaker:

Your Joint Conference Committee on *H. B. No. 62*, was held with Senators Harvard R. Hinton, Ernest G. Mantes, and James N. Stacey, and Representatives Algie E. Ballif, Clifton N. Memmott, and Albert L. Bott.

The Conference Committee unanimously agreed to the following changes from the version of *H. B. No. 62* as passed by the Senate;

That the Senate recede from its amendment on line 5 page 3 deleting 5300 and inserting 5400.

That the Senate recede from its amendment on line 28 page 3 deleting the figure 800 and inserting 810.

Respectfully submitted,

ERNEST G. MANTES
Senate Committee

HARVARD R. HINTON, Chairman
Senate Committee

JAMES N. STACEY
Senate Committee

ALGIE E. BALLIF, Chairman
House Committee

CLIFTON N. MEMMOTT
House Committee

ALBERT L. BOTT
House Committee

Committee report read and adopted.

H. B. No. 62 then passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 1.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter, Jenkins, Kerr, Lloyd, Mantes, Memmott, Miller, Schmiett, Sowards, Stacey, Steen and Mr. President.

Absent and not voting: Senator Bullen.

H. B. No. 62, together with the Conference Committee report, was returned to the House.

On motion of Senator Kerr, the Senate recessed until 1:00 P.M.

AFTERNOON SESSION

The Senate re-assembled.

President Waddingham in the chair.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 173 was read the second time.

Committee report read and adopted.

S. B. No. 160 was read the second time.

Committee report read and adopted.

On the motion of Senator Barlow, the Senate voted to accept a substitute bill as *S. B. No. 160.*

On motion of Senator Barlow, the Senate resolved itself into a Committee of the Whole.

Judge Merrill Faux and Mr. Ward Holbrook appeared before the Committee of the Whole.

On motion of Senator Cox, the Committee of the Whole was dissolved.

S. B. No. 173 was placed on the Third Reading Calendar on the following roll call:

Yeas, 13; Nays, 12; Absent, 0.

Those voting in the affirmative were: Senators Browning, Bullen, Cox, Grover, Hunter, Jenkins, Mantes, Miller (explained vote), Schmiett, Sowards, Stacey, Steen and Mr. President.

Those voting in the negative were: Senators Ashton, Barlow, Clegg, Fowles, Hafen, Hammond, Hinton, Holman, Hopkin, Kerr, Lloyd and Memmott.

S. B. No. 160 was placed on the Third Reading Calendar on the following roll call:

Yeas, 14; Nays, 11; Absent, 0.

Those voting in the affirmative were: Senators Ashton, Barlow, Bullen, Clegg, Fowles, Hafen, Hammond, Hinton, Holman, Hopkin, Jenkins, Kerr, Lloyd and Memmott.

Those voting in the negative were: Senators Browning, Cox, Grover, Hunter, Mantes, Miller, Schmiett, Sowards, Stacey, Steen and Mr. President.

SPECIAL ORDER

S. B. No. 54, being a Special Order of Business, was before the Senate.

On motion of Senator Grover, *S. B. No. 54* was made a Special Order of Business for 4:00 P.M.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 104 was read the second time.

Committee report read and adopted.

On motion of Senator Jenkins, the rules were suspended and *S. B. No. 104* was read the third time and placed on its final passage.

S. B. No. 104 then passed on the following roll call:

Yeas, 19; Nays, 0; Absent, 6.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Grover, Hafen, Hammond, Hinton, Jenkins, Kerr, Lloyd, Memmott, Miller, Schmiett, Sowards, Stacey, Steen and Mr. President.

Absent and not voting: Senators Cox, Fowles, Holman, Hopkin, Hunter and Mantes.

S. B. No. 104 was transmitted to the House.

S. B. No. 208 was read the second time.

Committee report read and adopted.

On motion of Senator Browning, the Senate resolved itself into a Committee of the Whole.

Mr. Blair Morris and Mr. David James appeared before the Committee of the Whole.

On motion of Senator Browning, the Committee of the Whole was dissolved.

On motion of Senator Browning, *S. B. No. 208* was made a Special Order of Business for 10:00 A.M., Saturday, March 4, 1961.

S. B. No. 71 was read the second time.

Committee report read and adopted.

On motion of Senator Cox, *S. B. No. 71* was made a Special Order of Business for 9:00 A.M., Monday, March 6, 1961.

S. B. No. 242 was read the second time.

Committee report read and adopted.

On motion of Senator Hafen, *S. B. No. 242* was amended as follows:

Line 3 of the Title, strike the words "ON THE ACQUI-" and insert in lieu thereof the words "FOR THE PURCHASE".

Line 4 of the title, strike the first word "SITION" and strike the words "NOW HELD UNDER OPTION".

Line 6 of the title, following the words "PLEDGING THE", insert the words "FULL FAITH AND."

"Strike all of lines 7 and 8 of the title and insert in lieu thereof the words "AND PROVIDING FOR THE LEVY OF TAXES".

On line 5, strike the words "now held under".

On line 6, strike the word "option".

On line 8, following the figure "$1,173,648.57", insert the following words, "nor the limitation imposed by section 1 of article XIV of the constitution of the state of Utah.

On line 9, following the word "shall" insert the words, "be executed by the chairman on behalf of the commission and shall".

On line 10, strike the figure "5" and insert in lieu thereof the figure "3".

Strike all of lines 16, 17, and 18.

On line 15, following the last word "provided." insert the following words:

"Said contracts may provide that payment of all or any part of the amount due under all or any of said contracts may be accelerated by the Commission at any time and from time to time. Such installment contracts shall be in such form and shall bear such details as the Commission may determine, and shall be assignable by the seller. When assigned to a bona fide purchaser for value, the payment of the principal installments and interest remaining due at the time of such assignment, shall not be avoided or invalidated for any irregularity or defect in the proceedings for their execution and delivery or for failure of compliance with any of the other terms or conditions of said contracts, but shall be incontestable in the hands of such bona fide purchasers for value.

5. The full faith and credit of the State of Utah is pledged to the payment of such installment contracts and the principal and interest thereof and there shall be and there is hereby levied on all taxable property in the State of Utah, in addition to all other taxes, a direct annual tax sufficient to pay the principal amounts of installments falling due in each year on such contracts, together with applicable interest, provided however, that such tax shall be abated in any year in which sufficient funds provided from other sources to pay the amounts of principal and interest falling due in such year have been made available for such payments.

Section 2. Notwithstanding any other evidence of legislative intent, it is hereby declared to be the controlling legislative intent that if any one or more provisions of this act or the application thereof to any person or circumstance is held by any court of competent jurisdiction to be invalid, the remaining provisions hereof and the application of the provisions hereof to persons or circumstances other than those as to which they are held invalid shall not be affected by such holding."

On motion of Senator Schmiett, the Senate resolved itself into a Committee of the Whole.

Mr. Glen Hatch appeared before the Committee of the Whole.

On motion of President Waddingham, the Committee of the Whole was dissolved.

On motion of Senator Steen, the rules were suspended and *S. B. No. 242* was read the third time and placed on its final passage.

S. B. No. 242 then passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 1.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter, Jenkins (explained vote), Kerr, Lloyd, Mantes, Memmott, Miller, Schmiett, Sowards, Stacey, Steen and Mr. President.

Absent and not voting: Senator Grover.

S. B. No. 242 was transmitted to the House.

On motion of President Waddingham, the Senate recessed for 15 minutes.

The Senate re-assembled.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 189 was read the second time.

Committee report read and adopted.

On motion of Senator Fowles, the rules were suspended and *S. B. No. 189* was read the third time and placed on its final passage.

S. B. No. 189 then passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 1.

Those voting in the affirmative were: Senators Barlow, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter, Jenkins, Kerr, Lloyd, Mantes, Memmott, Miller, Schmiett, Sowards, Stacey, Steen and Mr. President.

Absent and not voting: Senator Ashton.

S. B. No. 189 was transmitted to the House.

COMMUNICATIONS FROM THE HOUSE

March 3, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended under suspension of the rules, *S. B. No. 168*, entitled,

SCHOOL BUILDING AID, and the same is returned herewith for your further action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 168 was referred to the Committee on Rules to be enrolled and engrossed.

March 3, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed under suspension of the rules, *S. B. No. 169*, entitled, PROPERTY ASSESSMENT, and the same is returned herewith for your further action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 169 was referred to the Committee on Rules to be enrolled and engrossed.

March 3, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has voted to recall *S. J. R. No. 21* pertaining to NATIONAL FUELS POLICY from the Secretary of State for further consideration.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

March 3, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day adopted the Joint Conference Committee Report as of March 3, 1961, and passed *H. B. No. 62* pertaining to SCHOOL FINANCE BILL.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

March 3, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day concurred in Senate amendments to *H. B. No. 79* NON FORFEITURE IN LIFE INSURANCE POLICIES IN UTAH.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

March 3, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 255*, Substitute, entitled, RELATING TO WORKMAN'S COMPENSATION, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 255 was read the first time.

H. B. No. 255 was referred to the Sifting Committee.

March 3, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 256*, Substitute, entitled, RELATING TO OCCUPATIONAL DISEASE AND PROVIDING FOR INCREASED BENEFITS, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 256 was read the first time.

H. B. No. 256 was referred to the Sifting Committee.

March 3, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 183*, by Mr. C. H. Taylor,

entitled APPROPRIATING $84,000.00 FOR COMMUNITY EMPLOYMENT PROGRAMS, and the same is transmitted herewith for your action.

Respectfully,
T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 183 was read the first time.

H. B. No. 183 was referred to the Sifting Committee.

March 3, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 143*, entitled, EXCEPTING AROMATIC HYDROCARBONS FROM DEFINITIONS OF MOTOR FUELS, and the same is transmitted herewith for your action.

Respectfully,
T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 143 was read the first time.

H. B. No. 143 was referred to the Sifting Committee.

March 3, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 50*, by Mr. R. V. Evans, entitled, COMPENSATION OF COURT REPORTERS, and the same is transmitted herewith for your action.

Respectfully,
T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 50 was read the first time.

H. B. No. 50 was referred to the Sifting Committee.

March 3, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 271*, by Mr. Brockbank,

et al, entitled, WATER CONSERVANCY DISTRICT, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 271 was read the first time.

H. B. No. 271 was referred to the Sifting Committee.

March 3, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 207*, by Mr. K. W. Gardner, entitled, GREAT SALT LAKE AUTHORITY, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 207 was read the first time.

H. B. No. 207 was referred to the Sifting Committee.

March 3, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 282*, by Mr. K. W. Gardner, entitled, APPROPRIATIONS ACT OF 1961, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 282 was read the first time.

H. B. No. 282 was referred to the Sifting Committee.

March 2, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the Senate, S. *B. No. 63*, COUNTY MILL LEVY

LIMITATION, and the same is returned herewith for your further action.

Respectfully,
T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 63 was referred to the Committee on Rules to be enrolled and engrossed.

March 3, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day adopted the Joint Conference Committee Report as of February 23, 1961, and passed *S. J. R. No. 3*, COMPENSATION OF LEGISLATORS, and the same is transmitted herewith for your further action.

Respectfully,
T. H. McMULLIN,
Chief Clerk

Communication filed.

S. J. R. No. 3 was referred to the Committee on Rules to be enrolled and engrossed.

REPORTS OF STANDING COMMITTEES

March 3, 1961

Mr. President:

Your Committee on Rules to which has been referred *S. B. No. 168* pertaining to SCHOOL BUILDING AID has examined and carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,
HAVEN J. BARLOW,
Chairman

Report filed.

S. B. No. 168 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 3, 1961

Mr. President:

Your Committee on Rules to which has been referred *S. B. No. 169* pertaining to PROPERTY TAX EXEMPTIONS has examined and carefully

compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,
HAVEN J. BARLOW,
Chairman

Report filed.

S. B. No. 169 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 3, 1961

Mr. President:

Your Committee on Rules to which has been referred *S. B. No. 178*, pertaining to UTAH WATER AND POWER BOARD LOAN has examined and carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,
HAVEN J. BARLOW,
Chairman

Report filed.

S. B. No. 178 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 3, 1961

Mr. President:

Your Committee on Rules to which has been referred *S. B. No. 87*, pertaining to CREDIT UNION ACT, has examined and carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,
HAVEN J. BARLOW,
Chairman

Report filed.

S. B. No. 87 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 3, 1961

Mr. President:

Your Committee on Rules to which has been referred *S. J. R. No. 10*, pertaining to INTERIM INSURANCE COMMITTEE has examined and care-

fully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,
HAVEN J. BARLOW,
Chairman

Report filed.

S. J. R. No. 10 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 3, 1961

Mr. President:

Your Committee on Rules to which has been referred *S. B. No. 145* pertaining to WEBER COLLEGE TRUSTEES has examined and carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,
HAVEN J. BARLOW,
Chairman

Report filed.

S. B. No. 145 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 3, 1961

Mr. President:

Your Committee on Agriculture and Irrigation, to which was referred *H. B. No. 35*, by Messrs. Pace, Brockbank, K. S. Gardner and Monroe, has carefully considered said bill and reports the same out favorably.

Respectfully,
LELAND SOWARDS,
Chairman

Report filed.

H. B. No. 35 was referred to the Sifting Committee.

COMMUNICATIONS FROM THE HOUSE

March 3, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House,

S. B. No. 168, SCHOOL BUILDING AID, and the same is forwarded herewith for transmission to the Governor.

Respectfully,
T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 168 was transmitted to the Governor.

March 3, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *S. B. No. 169*, PROPERTY ASSESSMENT, and the same is transmitted herewith for transmission to the Governor.

Respectfully,
T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 169 was transmitted to the Governor.

COMMUNICATIONS FROM THE GOVERNOR

March 3, 1961

Honorable Thorpe Waddingham
President, Utah State Senate

Dear President Waddingham:

This is to advise that this day Governor Clyde has signed into law the following bills, which have been forwarded to the Secretary of State for filing.

S. B. No. 29

S. B. No. 56

S. B. No. 155

Yours sincerely,
LAURENCE J. BURTON,
Administrative Assistant

cc: Secretary of State
Speaker of House of Representatives

Communication filed.

March 3, 1961

Honorable Ernest H. Dean
Speaker, Utah House of Representatives

Dear Speaker Dean:

This is to advise that this day Governor Clyde has signed into law the following bills, which have been forwarded to the Secretary of State for filing.

H. B. No. 47

H. B. No. 48

H. B. No. 51

Yours sincerely,

LAURENCE J. BURTON,
Administrative Assistant

cc: Secretary of State
President of Utah Senate

Communication filed.

March 2, 1961

Honorable Thorpe Waddingham
President, Utah State Senate

Dear President Waddingham:

This is to advise that this day Governor Clyde has signed into law the following bills, which have been forwarded to the Secretary of State for filing.

S. C. R. No. 2

Yours sincerely,

LAURENCE J. BURTON,
Administrative Assistant

cc: Secretary of State
Speaker of House of Representatives

Communication filed.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 141 was read the second time.

Committee report read and adopted.

On motion of Senator Fowles, the rules were suspended and *S. B. No. 141* was read the third time and placed on its final passage.

S. B. No. 141 then passed on the following roll call:

Yeas, 20; Nays, 2; Absent, 3.

Those voting in the affirmative were: Senators Barlow, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Holman, Hopkin, Jenkins, Kerr, Lloyd, Mantes, Miller, Schmiett, Sowards, Stacey, Steen and Mr. President.

Those voting in the negative were: Senators Hinton and Hunter.

Absent and not voting: Senators Ashton, Hammond and Memmott.

S. B. No. 141 was transmitted to the House.

S. B. No. 237 was read the second time.

Committee report read and adopted.

On motion of Senator Hinton, *S. B. No. 237* was amended as follows:

Line 3 of title. Delete period after word "PEACE" and insert in lieu thereof the words, "AND LIMITING YEARLY COMPENSATION."

Line 4, page 1. Delete colon and add comma, and add the following words "but subject to the limitation set forth in Section 2."

New Section Number 2 on page 3 after line 6.

Section 2. No Justice of the Peace shall receive in any one year as fees an amount in excess of $7,500.00.

On motion of Senator Fowles, the rules were suspended and *S. B. No. 237* was read the third time and placed on its final passage.

S. B. No. 237 then passed on the following roll call:

Yeas, 22; Nays, 0; Absent, 3.

Those voting in the affirmative were: Senators Barlow, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter, Jenkins, Kerr, Lloyd, Mantes, Miller, Sowards, Stacey, Steen and Mr. President.

Absent and not voting: Senators Ashton, Memmott and Schmiett.

S. B. No. 237 was transmitted to the House.

SPECIAL ORDER

S. B. No. 54, being a Special Order of Business, was before the Senate.

On motion of President Waddingham, *S. B. No. 54* was amended as follows:

Strike the title and insert in lieu thereof the following:

"AN ACT AMENDING SECTION 34-16-10, UTAH CODE ANNOTATED 1953 AS ENACTED BY CHAPTER 54, LAWS OF UTAH, 1955, RELATING TO PAYMENT OF LABOR ORGANIZATION DUES AND INITIATION FEES AND PERMITTING AN EMPLOYER TO CONTRACT WITH A LABOR ORGANIZATION REQUIRING NON-UNION EMPLOYEES TO PAY A SUM OF MONEY EQUAL TO DUES AND INITIATION FEES FOR THE PURPOSE OF ADMINISTRATION OF THE CONTRACT AND REPRESENTATION OF SUCH EMPLOYEES."

Line 1, after the figure "Section 1", strike "Chapter 16, Title 34" and insert in lieu thereof the figures "Sec. 34-16-10.

Line 2, strike the word "repealed" and insert the words "amended to read".

Following line 2 insert the following:

"Be it enacted by the Legislature of the State of Utah:

34-16-10. [No employer shall require any person to pay any dues, fees, or other charges of any kind to any labor union, labor organization or any other type of association as a condition of employment or continuation of employment.] Nothing in this act shall prohibit any employer from entering into an agreement with a labor organization, if such labor organization is the representative of the employees as provided in Section 34-1-9(a), Utah Code Annotated 1953 to require that any employee who is not a member of such labor organization shall as a condition of employment or continuation of employment pay to such labor organization, each month, a service charge as a contribution toward the administration of the contract and the representation of such employee of a sum equivalent to, for the first month, an amount equal to the labor organization's regular and usual initiation fee and monthly dues, and for each month thereafter in an amount equal to the labor organization's regular and usual monthly dues; provided however, that regular and usual initiation fees and monthly dues shall not be construed to include any general or special assessment other than initiation fees or monthly dues. Such agreement as it relates to an employer's non-union employees may continue so long as the labor organization is the representative of the employees and is the appropriate collective bargaining unit."

On motion of President Waddingham, the rules were suspended and *S. B. No. 54* was read the third time and placed on its final passage.

S. B. No. 54 then passed on the following roll call:

Yeas, 14; Nays, 10; Absent, 1.

Those voting in the affirmative were: Senators Browning, Cox, Fowles, Grover, Hinton, Holman, Hopkin, Jenkins, Mantes, Memmott, Miller, Schmiett, Sowards and Mr. President.

Those voting in the negative were: Senators Barlow, Bullen, Clegg, Hafen, Hammond, Hunter, Kerr, Lloyd, Stacey and Steen.

Absent and not voting: Senator Ashton.

S. B. No. 54 was transmitted to the House.

On motion of Senator Clegg, the Senate adjourned until 9:00 A.M., Saturday, March 4, 1961.

FIFTY-FIFTH DAY

MORNING SESSION

March 4, 1961

The Senate was called to order at 9:00 A.M. President Waddingham in the chair.

Roll Call – All Senators present, except Senator Barlow, excused.

The Prayer was offered by the Chaplain.

March 4, 1961

Mr. President:

Your Committee on Revision of the Journal respectfully reports that we have read the Journal for the fifty-fourth day and find it correct with minor amendments noted on the final copy.

Respectfully,

FRANK C. MEMMOTT,
Chairman

Report adopted and filed.

INTRODUCTION OF BILLS

On the motion of Senator Hopkin, and with the unanimous consent of the Senate, the following bills were introduced.

S. B. No. 256 By Messrs. Hopkin and Ashton

AN ACT MAKING APPROPRIATIONS TO THE STATE BUILDING CONSTRUCTION PROJECTS, PLANNING AND LAND PURCHASES; AUTHORIZING THE BORROWING OF FUNDS FOR BUILDING CONSTRUCTION PROJECTS; AND PROVIDING FOR LOAN COSTS.

S. B. No. 256 was referred to the Sifting Committee.

S. B. No. 257 By Messrs. Hopkin and Ashton

AN ACT AUTHORIZING THE UTAH STATE BOARD OF LOAN FROM THE UTAH STATE TREASURER IN THE AMOUNT OF $4,289,130 FOR THE STATE BUILDING BOARD TO PROVIDE FUNDS APPROPRIATED BY LOAN AUTHORIZATION FOR STATE BUILDING BOARD CONSTRUCTION PROJECTS; AND PROVIDING FOR THE REPAYMENT OF SUCH LOAN.

S. B. No. 257 was referred to the Sifting Committee.

COMMUNICATIONS FROM THE HOUSE

March 4, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *S. B. No. 178*, UTAH WATER & POWER BOARD LOAN, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 178 was transmitted to the Governor.

March 4, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *S. B. No. 145*, WEBER COLLEGE TRUSTEE, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 145 was transmitted to the Governor.

March 4, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *S. B. No. 67*, STATE EMPLOYEE RETIREMENT ACT, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 67 was transmitted to the Governor.

March 4, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *S. B. No. 87*, CREDIT UNION ACT, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 87 was transmitted to the Governor.

March 4, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *S. J. R. No. 10*, CREATING AN INTERIM INSURANCE COMMITTEE, and the same is forwarded herewith for transmission to the Secretary of State.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. J. R. No. 10 was transmitted to the Secretary of State.

On motion of Senator Clegg, *S. B. Nos. 173* and *160* retained their positions on the Third Reading Calendar.

REPORTS OF SPECIAL COMMITTEES

March 4, 1961

Mr. President:

Your Sifting Committee reports out the following bills to take their place on the Second Reading Calendar in the order named:

S. B. Nos. 252, 256, 257,

H. B. No. 282.

Respectfully,

R. LA VAUN COX,
Chairman

Report adopted and filed.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 252 was read the second time.

Committee report read and adopted.

On motion of Senator Lloyd, the rules were suspended and *S. B. No. 252* was read the third time and placed on its final passage.

S. B. No. 252 then passed on the following roll call:

Yeas, 18; Nays, 0; Absent, 7.

Those voting in the affirmative were: Senators Bullen, Clegg, Cox, Fowles, Hafen, Hammond, Hinton, Holman, Hunter, Jenkins, Kerr, Lloyd, Mantes, Memmott, Schmiett, Sowards, Stacey and Steen.

Absent and not voting: Senators Ashton, Barlow, Browning, Grover, Hopkin, Miller and Mr. President.

S. B. No. 252 was transmitted to the House.

S. B. No. 256 was read the second time.

On motion of Senator Lloyd, the rules were suspended and *S. B. No. 256* was read the third time and placed on its final passage.

S. B. No. 256 then passed on the following roll call:

Yeas, 21; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Ashton, Bullen, Clegg, Cox, Fowles, Grover, Hammond, Hinton, Holman, Hopkin, Hunter, Jenkins (explained vote), Kerr, Lloyd, Memmott, Miller, Schmiett, Sowards, Stacey, Steen and Mr. President.

Absent and not voting: Senators Barlow, Browning, Hafen and Mantes.

S. B. No. 256 was transmitted to the House.

On motion of Sentaor Sowards, *S. B. No. 36* was lifted from the table.

On motion of Senator Sowards, *S. B. No. 36* was amended as follows:

Strike the entire title of the bill and in lieu thereof insert the following title:

"AN ACT AMENDING SECTION 5-1-8, UTAH CODE ANNOTATED 1953, RELATING TO BONDING REQUIREMENTS OF COMMISSION MERCHANTS, DEALERS, AND PROCESSORS UNDER THE UTAH PRODUCE DEALERS ACT."

Strke the entire body of the bill and in lieu thereof insert the following:

Section 1. Section 5-1-8 of Utah Code Annotated 1953 is amended to read:

5-1-8. Before any license is issued to any commission merchant, the applicant shall execute and deliver to the state board of agriculture a surety bond in the sum of $5,000 executed by the applicant as principal and by a surety company qualified and authorized to do business in this state as surety. Said bond shall be conditioned upon compliance with the provisions of this act and upon the faithful and honest handling of farm products in accordance with the terms of this act. Said bond shall run to the state in favor of every consignor of farm products. Any consignor of farm products claiming to be injured by the fraud, deceit, or negligence of any commission merchant may bring action upon said bond against both principal and surety in any court of competent jurisdiction to recover the damages caused by such fraud, deceit, or negligence, or by the failure to comply with the provisions of this chapter. In case of failure by a commission merchant to pay consignor creditors for farm products received from said consignors to be sold, the state board of agriculture shall proceed forthwith to ascertain the names and addresses of all consignor creditors of such commission merchant, together with the amounts due and owing to them and each of them by such commission merchant, and shall request all such consignor creditors to file a verified statement of their respective claims with the state board of agriculture. Thereupon the state board of agriculture shall bring an action on the bond in behalf of said consignor creditors. Upon any action being commenced on said bond, the state board of agriculture may require the filing of a new bond and immediately upon the recovery in any action on such bond such commission merchant shall file a new bond and upon failure to file the same within ten days in either case such failure shall constitute grounds for the suspension or revocation of his license.

The board of agriculture shall, before issuing license to such processor or dealer applicant, require (surety) bond with good and sufficient surety in the amount of ($1,000 executed by the applicant as principal and by a surety

company qualified and authorized to do business in this state as surety, with good and sufficient surety which bond shall run to the state in favor of farm produce) at least $1,000 or in such greater amount as the state board of agriculture may determine, not exceeding the maximum amount of business done or estimated to be done in any given month by the applicant. In no event shall the amount of the bond exceed $25,000. Such bond may be personal with two or more sufficient sureties, freeholders of the State of Utah, or said bond may be executed by a surety corporation authorized to transact business in the State of Utah. Such bond shall be upon a form prescribed or approved by the board and shall be conditioned to secure the faithful accounting for and payment to producers, their agents or representatives, of the proceeds of all agricultural products handled or sold by such dealer or processor. Said bond shall be executed by the applicant as principal and by the surety company or sureties on the personal bond, and said bond shall run to the state in favor of the producer and seller of farm produce to a processor or dealer and shall be conditoned on the payment by the said applicant for all farm products purchased by the applicant during the year for which the license is issued in accordance with the terms of purchase. Any producer of farm products claiming to be injured by fraud, deceit or negligence of any processor or dealer may bring action as provided in this act in the case of commission merchant. In case of failure by processor or dealer to pay producer for farm produce received from said producer the board of agriculture shall proceed as authorized by this act in the case of commission merchant."

S. B. No. 36 was read the third time and placed on its final passage.

S. B. No. 36 then passed on the following roll call:

Yeas, 16; Nays, 4; Absent, 5.

Those voting in the affirmative were: Senators Ashton, Bullen, Clegg, Cox, Grover, Hammond, Hinton, Holman, Hopkin, Hunter, Kerr, Mantes, Miller, Schmiett, Sowards and Stacey.

Those voting in the negative were: Senators Browning, Fowles, Jenkins and Lloyd.

Absent and not voting: Senators Barlow, Hafen, Memmott, Steen and Mr. President.

S. B. No. 36 was transmitted to the House.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 257 was read the second time.

On motion of Senator Lloyd, the rules were suspended and *S. B. No. 257* was read the third time and placed on its final passage.

S. B. No. 257 then passed on the following roll call:

Yeas, 23; Nays, 0; Absent, 2.

Those voting in the affirmative were: Senators Ashton, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hammond, Hinton, Holman, Hopkin, Hunter, Jenkins, Kerr, Lloyd, Mantes, Memmott, Miller, Schmiett, Sowards, Stacey, Steen and Mr. President.

Absent and not voting: Senators Barlow and Hafen.

S. B. No. 257 was transmitted to the House.

SPECIAL ORDER

S. B. No. 208, being a Special Order of Business, was before the Senate.

On motion of Senator Kerr, *S. B. No. 208* was amended as follows:

On page 2, line 26, strike the comma following the word "experience" and insert a period in lieu thereof. Following the word "experience" strike the following words in lines 26 and 27, "the two per cent and 25 per cent limitation of paragraph (1) of ". Following the stricken words "(1) of", change the word "section" to read "Section.".

On motion of Senator Kerr, the Senate resolved itself into a Committee of the Whole.

Mr. Virgil Norton appeared before the Committee of the Whole.

On motion of Senator Kerr, the Committee of the Whole was dissolved.

S. B. No. 208 was placed on the Third Reading Calendar on the following roll call:

Yeas, 19; Nays, 3; Absent, 3.

Those voting in the affirmative were: Senators Ashton, Browning, Bullen, Clegg, Fowles, Hammond, Hopkin, Hunter, Jenkins, Kerr, Lloyd, Mantes, Memmott, Miller, Schmiett, Sowards, Stacey, Steen and Mr. President.

Those voting in the negative were: Senators Grover, Hinton and Holman.

Absent and not voting: Senators Barlow, Cox and Hafen.

CONSIDERATION OF BILLS ON SECOND READING

H. B. No. 282 was read the second time.

On motion of Senator Jenkins, *H. B. No. 282* was amended as follows:

On page 16, strike the lines reading "Mary Amelia Wood and C. N.

Ottosen, Salt Lake City 5,000.00" and insert the same item on page 17 after the line reading "Rock Products 550.00".

On motion of Senator Lloyd, *H. B. No. 282* was amended as follows:

On page 16, on the line reading "Ovand, Salt Lake City 20,000.00", strike the figure "20,000.00" and insert in lieu thereof the figure "35,000.00".

Line 1, change the total of "$83,873.08" to "93,873.08", and at the bottom of page 16, change the total "22,286.70" to "27,286.70".

On motion of Senator Hopkin, *H. B. No. 282* was amended as follows:

On page 8, Item 43, strike the figure "500,000" and insert in lieu thereof the figure "350,000".

On motion of Senator Lloyd, the rules were suspended and *H. B. No. 282* was read the third time and placed on its final passage.

H. B. No. 282 then passed on the following roll call:

Yeas, 23; Nays, 0; Absent, 2.

Those voting in the affirmative were: Senators Ashton, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter, Jenkins, Kerr, Lloyd, Mantes, Memmott, Miller, Schmiett, Sowards, Stacey and Mr. President.

Absent and not voting: Senators Barlow and Steen.

H. B. No. 282 was returned to the House.

On motion of Senator Bullen, the Senate recessed for 10 minutes.

The Senate re-assembled.

REPORTS OF SPECIAL COMMITTEES

Mr. President: March 4, 1961

Your Sifting Committee reports out the following bills to take their place on the Second Reading Calendar in the order named:

S. B. Nos. 217, 241, 124, 146, 188, 204, 207, 219, 247, 248.

H. B. Nos. 99, 101, 113.

S. B. Nos. 170, 139.

Respectfully,

R. LA VAUN COX,
Chairman

Report adopted and filed.

On motion of Senator Steen, *S. B. Nos. 170* and *139* were made Special Orders of Business for 2:45 P.M., Monday, March 6, 1961.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 217 was read the second time.

Committee report read and adopted.

Senator Grover, with the aid of five Senators, requested a Call of the Senate.

Senators Barlow, Kerr, Bullen, Stacey, Memmott and Browning were absent without leave.

On motion of Senator Kerr, the Call of the Senate was lifted.

On motion of Senator Kerr, the Senate adjourned until 8:00 A.M., Monday, March 6, 1961.

FIFTY-SEVENTH DAY

MORNING SESSION

March 6, 1961

The Senate was called to order at 8:00 A.M. President Waddingham in in the chair.

Roll Call – All Senators present.

The Prayer was offered by the Chaplain.

March 6, 1961

Mr. President:

Your Committee on Revision of the Journal respectfully reports that we have read the Journal for the fifty-fifth day and find it correct with minor amendments noted on the final copy.

Respectfully,
FRANK C. MEMMOTT,
Chairman

Report adopted and filed.

COMMUNICATIONS FROM THE HOUSE

March 4, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day concurred in Senate amendments to and passed *H. B. No. 282*, APPROPRIATIONS BILL.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

March 4, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, *S. C. R. No. 7*, MEMORIALIZING CONGRESS OF THE UNITED STATES TO PROVIDE CROSSING THE COLORADO AT HITE, UTAH, and the same is returned herewith for your further action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. C. R. No. 7 was referred to the Committee on Rules to be enrolled and engrossed.

March 4, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed under suspension of the rules, *H. J. R. No. 27*, entitled, CONGRATULATION TO LELAND B. FLINT AND HIS ASSOCIATES, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. J. R. No. 27 was read the first time and referred to the Sifting Committee.

March 4, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 117*, entitled, PERMITTING CORPORATIONS TO

PAY FIFTEEN PER CENT INTEREST, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 117 was read the first time and referred to the Sifting Committee.

March 3, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 124*, by Mr. Sonntag, entitled, RAISING DRIVERS LICENSE RENEWAL FEES AND SHORTENING RENEWAL TIME, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 124 was read the first time and referred to the Sifting Committee.

March 4, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 133*, by Mr. Squire et al, entitled, EXCEPTING TRAILERS BY PICKUP TRUCKS FROM REGISTRATION, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 133 was read the first time and referred to the Committee on Highways and Aeronautics.

March 4, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 172*, entitled, AUTHORIZE STATE BUILDING BOARD TO RECEIVE AND EXPEND FEDERAL FUNDS FOR EDUCATIONAL BUILDINGS, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 172 was read the first time and referred to the Sifting Committee.

March 4, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 191*, entitled, BAR TO LIABILITY OF PHYSICIAN GIVING EMERGENCY TREATMENT AT SCENE OF ACCIDENT, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 191 was read the first time and referred to the Sifting Committee.

March 4, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 194*, by Mr. Brusatto et al, entitled, DRIVER EDUCATION FOR PRIVATE SCHOOL PUPILS, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 194 was read the first time and referred to the Sifting Committee.

March 4, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 230*, by Mrs. Vance, et al, entitled, APPROPRIATION SCHOOLS FOR THE DEAF AND BLIND, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 230 was read the first time and referred to the Sifting Committee.

March 3, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 123*, entitled, DRIVER'S LICENSE – INCREASE FEE, SHORTENED PERIOD, and the same is transmitted herewith for your action.

Respectfully,
T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 123 was read the first time and referred to the Sifting Committee.

March 3, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 52*, entitled, SALARY OF TAX COMMISSIONERS, and the same is transmitted herewith for your action.

Respectfully,
T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 52 was read the first time and referred to the Sifting Committee.

March 4, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. J. R. No. 25*, A JOINT RESOLUTION OF THE LEGISLATURE OF THE STATE OF UTAH EXPRESSING CONGRATULATIONS TO MRS. REVA BECK BOSONE, and the same is transmitted herewith for the signature of the President.

Respectfully,
T. H. McMULLIN,
Chief Clerk

Communication filed.

H. J. R. No. 25 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 4, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House,

H. B. No. 136, APPROPRIATE $58,391.78 TO VEHICLE CONTROL FUND, and the same is transmitted herewith for the signature of the President.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 136 was signed by the Persident in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 4, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 195,* REDEPOSIT IN SCHOOL EMPLOYEES RETIREMENT FUND, and the same is transmitted herewith for the signature of the President.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 195 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 4, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 43,* SUPERVISION BY MOTOR VEHICLE DEALERS ASSOCIATION, and the same is transmitted herewith for the signature of the President.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 43 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 4, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House,

H. B. No. 120, EMPLOYMENT OF APPRENTICES ON PUBLIC WORKS, and the same is transmitted herewith for the signature of the President.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 120 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 4, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 199,* CHANGE PROCEDURE IN COLLECTING PERSONAL PROPERTY TAXES RESPONSIBILITY OF TREASURER TO ASSESSOR, and the same is transmitted herewith for the signature of the President.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 199 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 4, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 49,* TRANSCRIPTS BY COURT REPORTERS, and the same is transmitted herewith for the signature of the President.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 49 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 4, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 200,* CHANGE PROCEDURE IN COLLECTING PERSONAL

PROPERTY TAXES, and the same is transmitted herewith for the signature of the President.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 200 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 4, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 89*, INCREASE BOUNTY FUND MILL LEVY ON SHEEP, and the same is transmitted herewith for the signature of the President.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 89 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 4, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 63*, TAX LEVY FOR SCHOOL FINANCE BILL, and the same is transmitted herewith for the signature of the President.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 63 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

REPORTS OF STANDING COMMITTEES

March 6, 1961

Mr. President:

Your Committee on Rules to which has been referred *S. B. No. 63* pertaining to COUNTY MILL LEVY LIMITATION has examined and carefully

compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,
HAVEN J. BARLOW,
Chairman

Report filed.

S. B. No. 63 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 6, 1961

Mr. President:

Your Committee on Rules to which has been referred *S. J. R. No. 3* pertaining to COMPENSATION OF LEGISLATORS has examined and carefully compared the bill as passed with the enrolled and engrossed copy, and finds it correct and returns the same for the signature of the President.

Respectfully,
HAVEN J. BARLOW,
Chairman

Report filed.

S. J. R. No. 3 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 6, 1961

Mr. President:

Your Committee on Rules to which has been referred *S. B. No. 28*, pertaining to TRUST DEEDS has examined and carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,
HAVEN J. BARLOW,
Chairman

Report filed.

S. B. No. 28 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 6, 1961

Mr. President:

Your Committee on Rules to which has been referred *S. B. No. 31* pertaining to CITY FISCAL PROCEDURE has examined and carefully compared the bill as passed with the enrolled and engrossed copy and finds it

correct, and returns the same for the signature of the President.

Respectfully,
HAVEN J. BARLOW,
Chairman

Report filed.

S. B. No. 31 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 6, 1961

Mr. President:

Your Committee on Rules to which has been referred *S. B. No. 227* pertaining to COUNTY SERVICE AREAS ACT has examined and carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,
HAVEN J. BARLOW,
Chairman

Report filed.

S. B. No. 227 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 4, 1961

Mr. President:

Your Committee on State, Federal, and Military Affairs and Civil Defense, to which was referred *H. B. No. 163*, by Messrs. Cochran, Warren, G. D. Taylor, R. V. Evans, and Mrs. Vance, has carefully considered said bill and reports the same out without recommendation.

Respectfully,
BRUCE S. JENKINS,
Chairman

Report filed.

H. B. No. 163 was referred to the Sifting Committee.

On motion of Senator Grover, the Senate recessed for 15 minutes.

The Senate re-assembled.

INTRODUCTION OF BILLS

On the motion of Senator Lloyd, and with the unanimous consent of the Senate, the following bill was introduced:

S. B. No. 258 By Mr. Lloyd

AN ACT REPEALING SECTIONS 66-5-1, 66-5-2, 66-5-3, 66-5-4, 66-5-5, AND 66-5-6, UTAH CODE ANNOTATED 1953, AS ENACTED BY CHAPTER 133, LAWS OF UTAH 1959, RELATING TO STATE ROAD COMMISSION LOANS.

S. B. No. 258 was read the first time.

On motion of Senator Lloyd, the rules were suspended and *S. B. No. 258* was read the second and third times and placed on its final passage.

S. B. No. 258 then passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 1.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter, Jenkins, Kerr, Lloyd, Mantes, Miller, Schmiett, Sowards, Stacey, Steen and Mr. President.

Absent and not voting: Senator Memmott.

S. B. No. 258 was transmitted to the House.

SPECIAL ORDER

S. B. No. 71, being a Special Order of Business, was before the Senate.

Senator Barlow, with the aid of five Senators, requested a Call of the Senate.

Senators Browning, Hinton, Hammond, Kerr, Jenkins, Memmott, Sowards, Stacey and Schmiett were absent without leave.

On motion of Senator Lloyd, the Call of the Senate was lifted.

On motion of Senator Cox, *S. B. No. 71* retained its position on the Calendar.

UNFINISHED BUSINESS

S. B. No. 217, being Unfinished Business, was before the Senate.

S. B. No. 217 failed to place on the Third Reading Calendar on the following roll call:

Yeas, 11; Nays, 13; Absent, 1.

Those voting in the affirmative were: Senators Browning, Clegg, Grover, Hammond, Hopkin, Hunter, Lloyd, Memmott, Schmiett, Stacey and Mr. President.

Those voting in the negative were: Senators Ashton, Barlow, Bullen, Cox, Fowles, Hafen, Hinton, Holman, Jenkins, Kerr, Mantes, Miller and Steen.

Absent and not voting: Senator Sowards.

S. B. No. 217 was ordered filed.

CONSIDERATION OF BILLS ON THIRD READING

S. B. No. 173 was read the third time and placed on its final passage.

On motion of Senator Hafen, *S. B. No. 173* was amended as follows:

On line 6 of the title, strike the figures "30-3-12," and on line 7 of the title strike the figures "30-3-17,".

On page 2, line 4, strike the figures "30-3-12," and on page 2, line 5, strike the figures, "30-3-17,".

On motion of Senator Hafen, *S. B. No. 173* was amended as follows:

On line 3 of the title, strike the words "AND SECTION 30-3-18, UTAH CODE ANNO-". Strike all of line 4 of the title.

On line 5 of the title, strike the words "UTAH 1957,".

Strike all of Section 2.

On page 2, line 4, change "Section 3" to read "Section 2".

S. B. No. 173 then passed on the following roll call:

Yeas, 13; Nays, 12; Absent, 0.

Those voting in the affirmative were: Senators Browning, Bullen, Cox, Grover, Hunter, Lloyd, Mantes, Miller, Schmiett, Sowards, Stacey, Steen and Mr. President.

Those voting in the negative were: Senators Ashton, Barlow, Clegg, Fowles, Hafen, Hammond, Hinton, Holman, Hopkin, Jenkins, Kerr and Memmott.

S. B. No. 173 was transmitted to the House.

On motion of Senator Hafen, the enacting clause of *S. B. No. 160* was struck.

SPECIAL ORDER

H. B. No. 60, being a Special Order of Business, was before the Senate.

On motion of Senator Browning, the Senate resolved itself into a Committee of the Whole.

Mr. Ariel Belnap appeared before the Committee of the Whole.

On motion of Senator Lloyd, the Committee of the Whole was dissolved.

H. B. No. 60 then passed on the following roll call:

Yeas, 20; Nays, 2; Absent, 3.

Those voting in the affirmative were: Senators Ashton, Barlow, Bullen, Clegg, Fowles, Hafen, Hammond, Hinton, Holman, Hunter, Jenkins, Kerr, Lloyd, Mantes, Memmott, Miller, Schmiett, Sowards, Stacey and Mr. President.

Those voting in the negative were: Senators Browning and Cox.

Absent and not voting: Senators Grover, Hopkin and Steen.

H. B. No. 60 was returned to the House.

CONSIDERATION OF BILLS ON THIRD READING

On motion of Senator Kerr, *S. B. No. 208* retained its position on the Third Reading Calendar.

REPORTS OF SPECIAL COMMITTEES

March 6, 1961

Mr. President:

Your Sifting Committee reports out the following bills to take their place on the Second Reading Calendar in the order named:

S. B. Nos. 190, 226, 200, 218, 162, 215, 216, 105,

S. C. R. Nos. 4, 5, 6.

Respectfully,

R. LA VAUN COX,
Chairman

Report adopted and filed.

COMMUNICATIONS FROM THE HOUSE

March 4, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day refused to concur in the Senate Amendments to *H. B. No. 77* pertaining to EXEMPTING REGISTRATION OF BOAT TRAILERS and requests the Senate to recede from its amendments.

Respectfully,
T. H. McMULLIN,
Chief Clerk

Communication filed.

On motion of Senator Jenkins, the Senate voted to recede from its amendments.

H. B. No. 77 then passed on the following roll call:

Yeas, 22; Nays, 0; Absent, 3.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter, Jenkins, Kerr, Lloyd, Mantes, Schmiett, Stacey, Steen and Mr. President.

Absent and not voting: Senators Memmott, Miller and Sowards.

H. B. No. 77 was returned to the House.

March 4, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 103*, by Mrs. Loveridge, entiled, UTAH COORDINATING COUNCIL ON AGING, and the same is transmitted herewith for your action.

Respectfully,
T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 103 was read the first time and referred to the Sifting Committee.

March 6, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House,

H. B. No. 80, entitled, VALUATION OF LIFE INSURANCE, and the same is transmitted herewith for the signature of the President.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 80 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 6, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 78,* entitled, OPTIONS TO INSURED TO RECEIVE DIVIDENDS FROM PARTICIPATING POLICY, and the same is transmitted herewith for the signature of the President.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 70 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 6, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 54,* entitled, PUBLISHING ELECTION NOTICES, and the same is transmitted herewith for the signature of the President.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 54 was signed in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

CONSIDERATION OF BILLS ON SECOND READING

S. *B. No. 200* was read the second time.

Committee report read and adopted.

On motion of Senator Clegg, the rules were suspended and *S. B. No. 200* was read the third time and placed on its final passage.

S. B. No. 200 then passed on the following roll call:

Yeas, 20; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Hafen, Hammond, Hinton, Hopkin, Hunter, Jenkins, Kerr, Mantes, Memmott, Miller, Schmiett, Stacey and Mr. President.

Absent and not voting: Senators Grover, Holman, Lloyd, Sowards and Steen.

S. B. No. 200 was transmitted to the House.

S. B. No. 190 was read the second time.

Committee report read and adopted.

On motion of Senator Jenkins, the rules were suspended and *S. B. No. 190* was read the third time and placed on its final passage.

S. B. No. 190 then passed on the following roll call:

Yeas, 19; Nays, 1; Absent, 5.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Hafen, Hammond, Hinton, Holman, Hopkin, Jenkins, Kerr, Lloyd, Miller, Stacey, Steen and Mr. President.

Voting in the negative was Senator Hunter.

Absent and not voting: Senators Grover, Mantes, Memmott, Schmiett and Sowards.

S. B. No. 190 was transmitted to the House.

S. B. No. 226 was read the second time.

Committee report read and adopted.

On motion of Senator Lloyd, *S. B. No. 226* was amended as follows:

On line 2, delete the words "twenty-five dollars per diem as compensation" and insert in lieu thereof the words "per diem compensation in an amount to be determined by the board of examiners".

S. B. No. 226 was placed on the Third Reading Calendar on the following roll call:

Yeas, 19; Nays, 1; Absent, 5.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning (explained vote), Bullen, Clegg (explained vote), Cox, Fowles, Grover, Hammond, Hinton, Holman, Hopkin, Hunter, Jenkins, Kerr, Lloyd, Mantes, Miller and Stacey.

Voting in the negative was Mr. President (explained vote).

Absent and not voting: Senators Hafen, Memmott, Schmiett, Sowards and Steen.

S. B. No. 218 was read the second time.

Committee report read and adopted.

On motion of Senator Bullen, the rules were suspended and *S. B. No. 218* was read the third time and placed on its final passage.

S. B. No. 218 then passed on the following roll call:

Yeas, 20; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Fowles, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter, Jenkins, Kerr, Lloyd, Mantes, Memmott, Miller, Schmiett and Stacey.

Absent and not voting: Senators Cox, Grover, Sowards, Steen and Mr. President.

S. B. No. 218 was transmitted to the House.

S. B. No. 162 was read the second time.

On motion of Senator Hafen, the rules were suspended and *S. B. No. 162* was read the third time and placed on its final passage.

S. B. No. 162 then passed on the following roll call:

Yeas, 20; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter, Jenkins, Kerr, Lloyd, Mantes, Memmott, Miller, Schmiett and Stacey.

Absent and not voting: Senators Fowles, Grover, Sowards, Steen and Mr. President.

S. B. No. 162 was transmitted to the House.

COMMUNICATIONS FROM THE HOUSE

March 6, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 62*, entitled, SCHOOL FINANCE BILL, and the same is transmitted herewith for the signature of the President.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 62 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

On motion of Senator Kerr, the Senate recessed until 1:30 P.M.

AFTERNOON SESSION

The Senate re-assembled.

President Waddingham in the chair.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 215 was read the second time.

Committee report read and adopted.

On mtion of Senator Browning, the rules were suspended and *S. B. No. 215* was read the third time and placed on its final passage.

S. B. No. 215 then passed on the following roll call:

Yeas, 21; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Hafen, Hinton, Holman, Hopkin, Hunter, Jenkins, Kerr, Lloyd, Mantes, Schmiett, Sowards, Stacey, Steen and Mr. President.

Absent and not voting: Senators Grover, Hammond, Memmott and Miller.

S. B. No. 215 was transmitted to the House.

S. B. No. 216 was read the second time.

Committee report read and adopted.

On motion of Senator Hafen, the Senate resolved itself into a Committee of the Whole.

Mr. Sherman Preece appeared before the Committee of the Whole.

On motion of Senator Kerr, the Committee of the Whole was dissolved.

On motion of Senator Kerr, the rules were suspended and *S. B. No. 216* was read the third time and placed on its final passage.

S. B. No. 216 then passed on the following roll call:

Yeas, 22; Nays, 0; Absent, 3.

Those voting in the affirmative were: Senators Ashton, Barlow, Bullen, Clegg, Cox, Fowles, Hafen, Hinton, Holman, Hopkin, Hunter, Jenkins, Kerr, Lloyd, Mantes, Memmott, Miller, Schmiett, Sowards, Stacey, Steen and Mr. President.

Absent and not voting: Senators Browning, Grover and Hammond.

S. B. No. 216 was transmitted to the House.

S. B. No. 105 was read the second time.

Committee report read and adopted.

On motion of Senator Hafen, *S. B. No. 105* was amended as follows:

Section 1, page 1, line 3 is amended by deleting the word "Council" and substituting therefor the word "Committee".

Section 2, page 1, line 4 is amended by deleting the word "council" and substituting therefor the word "committee". Section 2, page 1, line 5 is amended by deleting the word "three" and substituting therefor the word "four" and by deleting the words "ex-officio". Section 2, page 1, line 6 is amended by deleting the words "without vote". Section 2, page 1, line 8 is amended by adding after the word "commission" the following words: "and the Chairman of the Industrial Commission" and by deleting the word "three" and substituting therefor the word "four". Section 2, page 1, line 10 is amended by deleting the word "nine" and substituting therefor the word "eight". Section 2, page 1, lines 17 and 18 are amended by deleting the words "nine voting members" and substituting therefor the words "eight members". Section 2, page 1, line 18 is further amended by deleting the word "three" and substituting therefor the word "two". Section 2, page 2, line 1 is amended

by deleting the word "council" and substituting therefor the word "committee". Section 2, page 2, line 3 is amended by deleting the word "council" and substituting therefor the word "committee". Section 2, page 2, line 4 is amended by deleting the word "council" and substituting therefor the word "committee". Section 2, page 2, line 5 is amended by deleting the word "council" and substituting therefor the word "committee". Section 2, page 2, line 6 is amended by deleting the word "council" and substituting therefor the word "committee". Section 2, page 2, line 7 is amended by deleting the word "council" and substituting therefor the word "committee". Section 2, page 2, line 9 is amended by deleting the word "voting".

Section 3, page 2, lines 12 and 13 are amended by deleting the word "council" and substituting therefor the word "committee". Section 3, page 2, line 20 is amended by deleting the word "council" and substituting therefor the word "committee".

Section 4, page 2, line 22 is amended by deleting the word "council" and substituting therefor the word "committee". Section 4, page 2, line 23 is amended by deleting the word "council" and substituting therefor the word "committee". Section 4, page 2, line 28 is amended by deleting the word "council" and substituting therefor the word "committee". Section 4, page 2, line 29 is amended by deleting the word "council" and substituting therefor the word "committee". Section 4, page 2, line 32 is amended by deleting the word 'council" and substituting therefor the word "committee". Section 4, page 3, line 1 is amended by deleting the word "council" and substituting therefor the word "committee".

Section 5, page 3, line 3 is amended by deleting the word "council" and substituting therefor the word "committee" and by further deleting the word "voting". Section 5, page 3, line 5 is amended by deleting the word "council" and substituting therefor the word "committee". Section 5, page 3, line 7 is amended by deleting the word "council' 'and substituting therefor the word "committee". At the end of line 7 add, "with the approval of the Governor."

On line 13, delete the word "council" and substitute therefor the word "committee".

Section 6, page 3, line 14 is amended by deleting the word "and". Section 6, page 3, line 15 is amended by adding after the word "and" the following words: "Industrial Commission and". Section 6, page 3, line 20 is amended by deleting the word "and" and further amended by substituting after the word "welfare" the words "and Industrial Commission". Section 6, page 3, line 21 is amended by deleting the word "council" and substituting therefor the word "committee".

Section 7 is amended by deleting the entire section and substituting therefor the following words:

> "There is hereby appropriated to the Public Welfare Commission from the appropriation made in item 82, section 13, of H. B. No. 282 of the 34th Legislature of the State of Utah to said commission the sum of $30,000.00, or so much thereof

as may be necessary to carry out the purposes of this act, for the period ending June 30, 1963."

On motion of Senator Miller, the rules were suspended and *S. B. No. 105* was read the third time and placed on its final passage.

S. B. No. 105 then passed on the following roll call:

Yeas, 23; Nays, 1; Absent, 1.

Those voting in the affirmative were: Senators Ashton, Browning, Bullen, Clegg, Cox, Fowles, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter, Jenkins, Kerr, Lloyd, Mantes, Memmott, Miller, Schmiett, Sowards, Stacey, Steen and Mr. President.

Voting in the negative was Senator Grover.

Absent and not voting: Senator Barlow.

S. B. No. 105 was transmitted to the House.

S. C. R. No. 4 was read the second time.

Committee report read and adopted.

On motion of Senator Bullen, the rules were suspended and *S. C. R. No. 4* was read the third time and placed on its final passage.

S. C. R. No. 4 then passed on the following roll call:

Yeas, 21; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Hammond, Hinton, Holman, Hopkin, Hunter, Jenkins, Kerr, Lloyd, Mantes, Miller, Sowards, Stacey, Steen and Mr. President.

Absent and not voting: Senators Grover, Hafen, Memmott and Schmiett.

S. C. R. No. 4 was transmitted to the House.

S. C. R. No. 5 was read the second time.

Committee report read and adopted.

On motion of Senator Lloyd, the rules were suspended and *S. C. R. No. 5* was read the third time and placed on its final passage.

S. C. R. No. 5 then passed on the following roll call:

Yeas, 21; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Ashton, Browning, Bullen, Clegg, Cox,, Fowles, Hammond, Hinton, Holman, Hopkin, Hunter, Jenkins, Kerr, Lloyd, Mantes, Memmott, Miller, Sowards, Stacey, Steen and Mr. President.

Absent and not voting: Senators Barlow, Grover, Hafen and Schmiett.

S. C. R. No. 5 was transmitted to the House.

S. C. R. No. 6 was read the second time.

Committee report read and adopted.

On motion of Senator Steen, the rules were suspended and *S. C. R. No. 6* was read the third time and placed on its final passage.

S. C. R. No. 6 then passed on the following roll call:

Yeas, 21; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Ashton, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hinton, Holman, Hopkin, Hunter, Jenkins, Kerr, Lloyd, Mantes, Memmott, Miller, Sowards, Stacey, Steen and Mr. President.

Absent and not voting: Senators Barlow, Hafen, Hammond and Schmiett.

S. C. R. No. 6 was transmitted to the House.

SPECIAL ORDER

S. B. No. 19, being a Special Order of Business, was before the Senate.

On motion of Senator Cox, the enacting clause of *S. B. No. 19* was struck.

REPORTS OF SPECIAL COMMITTEES

March 6, 1961

Mr. President:

Your Sifting Committee reports out the following bills to take their place on the Second Reading Calendar in the order named:

H. B. No. 52

S. B. Nos. 16, 77, 98, 140, 149, 253, 195, 84

H. B. No. 163

Respectfully,

R. LA VAUN COX,
Chairman

Report adopted and filed.

SPECIAL ORDER

S. B. No. 71, being a Special Order of Business, was before the Senate.

On the motion of Senator Cox, *S. B. No. 71* was placed on the Second Reading Calendar.

S. B. Nos. 170 and *139*, being Special Orders of Business, were before the Senate.

S. B. No. 170 was read the second time.

Committee report read and adopted.

S. B. No. 139 was read the second time.

Committee report read and adopted.

S. B. No. 170 failed to place on the Third Reading Calendar on the following roll call:

Yeas, 5; Nays, 20; Absent, 0.

Those voting in the affirmative were: Senators Fowles, Mantes, Memmott (explained vote), Sowards and Steen.

Those voting in the negative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Grover, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter, Jenkins, Kerr, Lloyd, Miller (expalined vote), Schmiett, Stacey and Mr. President (explained vote).

S. B. No. 170 was ordered filed.

S. B. No. 139 failed to place on the Third Reading Calendar on the following roll call:

Yeas, 3; Nays, 22; Absent, 0.

Those voting in the affirmative were: Senators Fowles, Mantes and Steen.

Those voting in the negative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox (explained vote), Grover, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter, Jenkins, Kerr, Lloyd, Memmott, Miller, Schmiett, Sowards, Stacey and Mr. President.

S. B. No. 139 was ordered filed.

On motion of Senator Browning, the Senate recessed for 10 minutes.

The Senate re-assembled.

CONSIDERATION OF BILLS ON SECOND READING

H. B. No. 52 was read the second time.

On motion of Senator Jenkins, the rules were suspended and *H. B. No. 52* was read the third time and placed on its final passage.

H. B. No. 52 then passed on the following roll call:

Yeas, 21; Nays, 2; Absent, 2.

Those voting in the affirmative were: Senators Ashton, Browning (explained vote), Bullen, Clegg, Cox, Fowles, Grover, Hammond, Hinton, Holman, Hunter, Jenkins, Lloyd, Mantes, Memmott, Miller, Schmiett, Sowards, Stacey, Steen and Mr. President.

Those voting in the negative were: Senators Hopkin and Kerr.

Absent and not voting: Senators Barlow and Hafen.

H. B. No. 52 was returned to the House.

On the motion of Senator Cox, *H. B. No. 163* was placed at the head of the Second Reading Calendar.

H. B. No. 163 was read the second time.

Committee report read and adopted.

On motion of Senator Lloyd, *H. B. No. 163* was amended as follows:

On line 6, delete the "the" before the word "sum" and insert in lieu thereof the word "a".

On line 6, following the word "sum", delete the word "of" and insert "not to exceed".

On line 7, following the word "annum" insert the words "as determined by the board of commissioners.".

On line 8, following the word "receive" delete the word "the" and insert in lieu thereof the word "a", and following the word "sum" delete the word "of" and insert in lieu thereof the words "not to exceed".

On line 14, following the word "receive" strike the word "the" and insert in lieu thereof the word "a" and following the word "sum" delete the word "of" and insert the words "not to exceed".

On motion of Senator Grover, the rules were suspended and *H. B. No. 163* was read the third time and placed on its final passage.

H. B. No. 163 then passed on the following roll call:

Yeas, 21; Nays, 1; Absent, 3.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hopkin, Jenkins, Kerr, Lloyd, Mantes, Memmott, Miller, Sowards, Stacey and Steen.

Voting in the negative was Senator Hunter.

Absent and not voting: Senators Cox, Schmiett and Mr. President.

H. B. No. 163 was returned to the House.

S. B. No. 16 was read the second time.

Committee report read and adopted.

On motion of Senator Clegg, *S. B. No. 16* was amended as follows:

On page 1, line 11, strike the figure "$13,200.00" and insert in lieu thereof the figure "$15,000.00".

On line 12, strike the figure "$11,000.00" and insert in lieu thereof the figure "$12,500.00".

On motion of Senator Hinton, the rules were suspended and *S. B. No. 16* was read the third time and placed on its final passage.

S. B. No. 16 then passed on the following roll call:

Yeas, 16; Nays, 6; Absent, 3.

Those voting in the affirmative were: Senators Ashton, Barlow, Clegg, Cox, Fowles, Hafen, Hinton, Holman, Jenkins, Lloyd, Mantes, Miller, Schmiett, Stacey, Steen and Mr. President.

Those voting in the negative were: Senators Browning, Bullen, Hammond, Hopkin, Hunter and Kerr.

Absent and not voting: Senators Grover, Memmott and Sowards.

S. B. No. 16 was transmitted to the House.

On motion of Sentaor Jenkins, *S. B. No. 71* was placed at the head of the Second Reading Calendar.

On motion of Senator Jenkins, the rules were suspended and *S. B. No. 71* was read the third time and placed on its final passage.

S. B. No. 71 then passed on the following roll call:

Yeas, 23; Nays, 1; Absent, 1.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hopkin, Jenkins, Kerr, Lloyd, Mantes, Memmott, Miller, Schmiett, Sowards, Stacey and Mr. President.

Voting in the negative was Senator Hunter.

Absent and not voting: Senator Steen.

S. B. No. 71 was transmitted to the House.

S. B. No. 77 was read the second time.

Committee report read and adopted.

On motion of Senator Lloyd, the rules were suspended and *S. B. No. 77* was read the third time and placed on its final passage.

S. B. No. 77 then passed on the following roll call:

Yeas, 19; Nays, 2; Absent, 4.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hopkin, Kerr, Lloyd, Mantes, Memmott, Schmiett and Sowards.

Those voting in the negative were: Senators Hunter and Stacey.

Absent and not voting: Senators Jenkins, Miller, Steen and Mr. President.

S. B. No. 77 was transmitted to the House.

INTRODUCTION OF BILLS

On the motion of Senator Memmott, and with the unanimous consent of the Senate, the following bill was introduced.

S. B. No. 259 By Messrs. Memmott, Kerr and Schmiett

AN ACT APPROPRIATING $100,000 TO THE UNIVERSITY OF UTAH FOR TRANSMISSION FACILITIES FOR TELEVISION STATION KUED THE EXPENDITURE OF WHICH SHALL BE CONTINGENT ON THE ACTION OF THE CONGRESS OF THE UNITED STATES.

S. B. No. 259 was read the first time.

On motion of Senator Kerr, the rules were suspended and *S. B. No. 259* was read the second and third times and placed on its final passage.

S. B. No. 259 then passed on the following roll call:

Yeas, 13; Nays, 9; Absent, 3.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Grover, Hinton, Hunter, Kerr, Memmott, Schmiett, Sowards and Mr. President.

Those voting in the negative were: Senators Cox, Fowles, Hafen, Hammond, Jenkins, Lloyd (explained vote), Mantes, Stacey and Steen.

Absent and not voting: Senators Holman, Hopkin and Miller.

S. B. No. 259 was transmitted to the House.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 98 was read the second time.

Committee report read and adopted.

On motion of Senator Lloyd, the enacting clause of *S. B. No. 98* was struck.

S. B. No. 140 was read the second time.

Committee report read and adopted.

On motion of Senator Fowles, *S. B. No. 140* was amended as follows:

On page 2, delete lines 4 and 5 and insert in lieu thereof the words "a salary of $10,000 per year. He shall devote all".

On page 2, delete lines 14, 15, and 16 and insert in lieu thereof the words "The personnel officer shall receive a salary of $8,000.00 per year. The duties of the personnel officer shall be such duties as the".

On page 2, delete lines 22 and 23 and insert in lieu thereof the words "$12,000 per year. He shall give an official bond to the state in the penal".

Strike lines 28 through 32 inclusive.

S. B. No. 140 was placed on the Third Reading Calendar on the following roll call:

Yeas, 21; Nays, 1; Absent, 3.

Those voting in the affirmative were: Senators Ashton, Barlow, Bullen, Clegg, Cox, Fowles, Grover, Haften, Hammond, Hinton, Holman, Hopkin, Jenkins, Mantes, Memmott, Miller, Schmiett, Sowards, Stacey, Steen and Mr. President.

Voting in the negative was Senator Hunter.

Absent and not voting: Senators Browning, Kerr and Lloyd.

S. B. No. 149 was read the second time.

Committee report read and adopted.

S. B. No. 149 was placed on the Third Reading Calendar on the following roll call:

Yeas, 22; Nays, 2; Absent, 1.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hopkin, Jenkins, Kerr, Mantes, Memmott, Miller, Schmiett, Sowards, Steen and Mr. President.

Those voting in the negative were: Senators Hunter and Stacey.

Absent and not voting: Senator Lloyd.

COMMUNICATIONS FROM THE GOVEROR

March 6, 1961

Honorable Thorpe Waddingham
President of the Senate
and
Members of the Senate
34th Utah Legislature

Gentlemen:

I am returning herewith, without my signature and without my approval, *Senate Bill No. 1*, entitled AN ACT AMENDING SECTIONS 36-1-1, 36-1-2, AND 36-1-4, UTAH CODE ANNOTATED 1953 AS AMENDED BY CHAPTER 61, LAWS OF UTAH 1955, RELATING TO REPRESENTATION IN THE LEGISLATURE OF THE STATE OF UTAH; PROVIDING FOR A REAPPORTIONMENT THEREOF; CREATING NEW SENATORIAL DISTRICTS; PROVIDING FOR THE ELECTION OF NEW SENATORS; DESIGNATING SENATORIAL AND REPRESENTATIVE DISTRICTS OF THE STATE OF UTAH AND NUMBERING THE SAME; PROVIDING FOR THE APPOINTMENT OF COMMITTEES TO FORM REPRESENTATIVE DISTRICTS IN COUNTIES HAVING MORE THAN ONE REPRESENTATIVE.

I am vetoing this bill because I do not believe it constitutes true reapportionment.

No change in the composition of the Legislature is provided by *S. B. No. 1* except to increase the representation in the House (but not in the

Senate) of a single county. This despite the fact that many other areas of the state have recorded substantial population changes in the 1960 census.

S. B. No. 1 seeks to replace genuine reapportionment over most of the state by a subterfuge of re-districting, which is not in accord with the Constitutional intent of reapportionment and which in my opinion is not needed inasmuch as re-districting was carried out only six years ago. I believe re-districting should be confined to counties whose apportionment is changed.

I am aware of a discrepancy between the title and the body of *S. B. 1* which some legal authorities feel would make it unconstitutional. I am not basing my disapproval on this technical point, which could be decided by our Supreme Court, but on the reasons presented above.

Yours truly,

GEORGE D. CLYDE,
Governor

Communication filed.

The Senate voted and failed to over-ride the Governor's veto on the following roll call:

Yeas, 13; Nays, 12.

Those voting in the affirmative were: Senators Barlow, Cox, Fowles, Hafen, Hinton, Holman, Hopkin, Mantes, Memmott, Schmiett, Sowards, Steen and Mr. President.

Those voting in the negative were: Senators Ashton, Browning, Bullen, Clegg, Grover, Hammond, Hunter, Jenkins, Kerr, Lloyd, Miller and Stacey.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 253 was read the second time.

Committee report read and adopted.

On motion of Senator Mantes, *S. B. No. 253* was amended as follows:

On page 1, line 6, delete the figure "$7,500" and insert in lieu thereof the figure "$7,000".

S. B. No. 253 was placed on the Third Reading Calendar on the following roll call:

Yeas, 19; Nays, 2; Absent, 4.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hopkin, Jenkins, Kerr, Lloyd, Mantes, Memmott and Miller.

Those voting in the negative were: Senators Hunter and Stacey.

Absent and not voting: Senators Schmiett, Sowards, Steen and Mr. President.

S. B. No. 195 was read the second time.

Committee report read and adopted.

On motion of Senator Hafen, the enacting clause of *S. B. No. 195* was struck.

S. B. No. 84 was again read the second time.

Committee report read and adopted.

On motion of Senator Lloyd, *S. B. No. 84* retained its position on the Second Reading Calendar.

On motion of Senator Grover, the Senate adjourned until 9:00 A.M., Tuesday, March 7, 1961.

FIFTY-EIGHTH DAY

MORNING SESSION

March 7, 1961

The Senate was called to order at 9:00 A.M. President Waddingham in the chair.

Roll Call – All Senators present.

The Prayer was offered by the Chaplain.

March 7, 1961

Mr. President:

Your Committee on Revision of the Journal respectfully reports that we have read the Journal for the fifty-seventh day and find it correct with minor

amendments noted on the final copy.

Respectfully,
FRANK C. MEMMOTT,
Chairman

Report adopted and filed.

REPORTS OF STANDING COMMITTEES

March 6, 1961

Mr. President:

Your Committee on Highways and Aeronautics, to which was referred *H. B. No. 133*, by Messrs. Squire, Rawlings, Monroe and Wilkinson, has carefully considered said bill and reports the same out favorably.

Respectfully,
J. FRANCIS FOWLES,
Chairman

Report filed.

H. B. No. 133 was referred to the Sifting Committee.

March 4, 1961

Mr. President:

Your Committee on Appropriations, to which was referred *H. B. No. 30*, by Messrs. G. D. Taylor, Rawlings and C. A. Taylor, has carefully considered said bill and reports the same out unfavorably.

Respectfully,
ALONZO F. HOPKIN,
Chairman

Report filed.

H. B. No. 30 was referred to the Sifting Committee.

COMMUNICATIONS FROM THE HOUSE

March 6, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *S. B. No. 28*, entitled, TRUST DEEDS, and the same is forwarded herewith for transmission to the Governor.

Respectfully,
T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 28 was transmitted to the Governor.

March 6, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *S. B. No. 227*, entitled, COUNTY SERVICE AREAS ACT, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 227 was transmitted to the Governor.

March 6, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *S. B. No. 63*, entitled, COUNTY MILL LEVY LIMITATION, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 63 was transmitted to the Governor.

March 6, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *S. B. No. 31*, entitled, CITY FISCAL PROCEDURE, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 31 was transmitted to the Governor.

March 6, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House,

S. J. R. 3, COMPENSATION OF LEGISLATORS, and the same is forwarded for transmission to the Secretary of State.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. J. R. No. 3 was transmitted to the Secretary of State.

March 6, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 121*, entitled, EXTENDING TIME FOR DOMESTIC INSURANCE COMPANIES TO INCREASE STOCK, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 121 was read the first time and referred to the Sifting Committee.

March 6, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 247*, entitled, PROCEDURE FOR WITHDRAWAL OF CEMETERY DISTRICTS, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 247 was read the first time and referred to the Sifting Committee.

March 6, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 226*, by Mr. Memmott, et al, INSURANCE COMMISSION REGULATION OF MOTOR CLUBS, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 226 was read the first time and referred to the Sifting Committee.

March 6, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 279*, entitled, APPROPRIATION TO WIDOW OF CIVIL WAR VETERAN, by Mr. Rawlings, et al, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 279 was read the first time and referred to the Sifting Committee.

March 6, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 246*, entitled, PROCEDURE FOR WITHDRAWAL OF WATER AND SEWAGE DISTRICTS, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 246 was read the first time and referred to the Sifting Committee.

March 6, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 269*, entitled, CIVIC AUDITORIUM AND SPORTS ARENA ACT, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 269 was read the first time and referred to the Sifting Committee.

March 6, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *Substitute H. B. No. 240*, by Mrs.

Fanning, entitled, PROTECTIVE SAFEGUARDS FOR INDIVIDUALS WHO ARE MENTALLY ILL AND PROVIDING FOR JURY TRIALS, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 240 was read the first time and referred to the Sifting Committee.

March 6, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 118*, by Mr. Rawlings, entitled, EXTENDING VALIDITY OF MOTOR VEHICLE REGISTRATION OF MUNICIPALLY OWNED VEHICLES, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 118 was read the first time and referred to the Sifting Committee.

March 6, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 162*, by Mr. Rawlings, entitled, NOTICES OF FORMATION OF SPECIAL PURPOSE DISTRICTS TO TAX COMMISSION AND SECRETARY OF STATE, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 162 was read the first time and referred to the Sifting Committee.

March 6, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 214*, by Mr. Brockbank, en-

titled, CHANGE FROM COMMITTEE TO BOARD OF COSMETOLOGY, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 214 was read the first time and referred to the Sifting Committee.

March 6, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 204*, entitled, ONE THIRD UNIT FOR FOURTEEN WEEK SUMMER SCHOOL, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 204 was read the first time and referred to the Sifting Committee.

March 6, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 197*, by Mr. Memmott, entitled, CREATING AN INDUSTRIAL DEVELOPMENT BOARD, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 197 was read the first time and referred to the Sifting Committee.

March 6, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 244*, entitled, DELETE SPECIAL CERTIFICATE FOR KINDERGARTEN TEACHERS, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 244 was read the first time and referred to the Sifting Committee.

March 6, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 205*, entitled, SCHOOL PROGRAM FOR GIFTED CHILDREN, and the same is transmitted herewith for your action.

Respectfully,
T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 205 was read the first time and referred to the Sifting Committee.

March 6, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, *H. B. No. 284*, by Mr. Gunnell, entitled, REQUIRING CONTRASTING COLORS ON POLICE CARS, and the same is transmitted herewith for your action.

Respectfully,
T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 284 was read the first time and referred to the Sifting Committee.

March 6, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 110*, by Mr. Welch, entitled, EMBEZZLEMENT BY FAILURE TO RETURN LEASED PROPERTY, and the same is transmitted herewith for your action.

Respectfully,
T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 110 was read the first time and referred to the Sifting Committee.

March 6, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 140*, by Mr. Brockbank, en-

titled, REPEAL NEED TO FILE CAMPAIGN EXPENSES, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 140 was read the first time and referred to the Sifting Committee.

March 6, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 252*, entitled, RAISE DRIVER EDUCATION TAX, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 252 was read the first time and referred to the Sifting Committee.

March 6, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 281*, entitled, ADD DISTRIBUTION UNITS TO INCREASE SCOPE OF VOCATIONAL TRAINING, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 281 was read the first time and referred to the Sifting Committee.

March 7, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 220*, by Mr. R. V. Evans et al, entitled, APPROPRIATION – LEGISLATIVE CONFERENCE, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 220 was read the first time and referred to the Sifting Committee.

March 6, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 119*, entitled, DELETING REFERENCE TO LABOR UNIONS IN APPRENTICESHIP, and the same is transmitted herewith for the signature of the President.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 119 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 6, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 3, entitled,* STATE MENTAL HEALTH, and the same is transmitted herewith for the signature of the President.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 3 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 6, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 33*, entitled, COLLECTIVE BARGAINING, and the same is transmitted herewith for the signature of the President.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 33 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 6, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 132*, entitled, INCREASED PERCENTAGE IN INSURER'S ASSETS WHICH MAY BE INVESTED, and the same is transmitted herewith for the signature of the President.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 132 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 6, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 79*, entitled, NON FORFEITURE IN LIFE INSURANCE POLICIES IN UTAH, and the same is transmitted herewith for the signature of the President.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 79 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 6, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 134*, entitled, PERMIT STATE TREASURER TO INVEST IN MUNICIPAL BONDS TO FINANCE MINER'S HOSPITAL, and the same is transmitted herewith for the signature of the President.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 134 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 6, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, *S. B. No. 91*, SECOND JUDICIAL JUDGE, and the same is returned herewith for your further action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 91 was referred to the Committee on Rules to be enrolled and engrossed.

COMMUNICATION

The Senate is in receipt of a communication from the joint committee of employer representatives and labor representatives concerning proposed amendments to the Workman's Compensation Act and Utah Occupational Disease Disability Law following weeks of study and conference.

Communication filed.

On motion of Senator Lloyd, the Sifting Committee was discharged from further consideration of *H. B. Nos. 255* and *256*.

On motion of Senator Lloyd, the rules were suspended, and the Senate proceeded to consider *H. B. Nos. 255* and *256*.

On motion of Senator Lloyd, the rules were suspended and *H. B. No. 255* was read the second and third times and placed on its final passage.

H. B. No. 255 then passed on the following roll call:

Yeas, 23; Nays, 0; Absent, 2.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter, Jenkins, Kerr, Lloyd, Mantes, Miller, Schmiett, Sowards, Stacey, Steen and Mr. President.

Absent and not voting: Senators Bullen and Memmott.

H. B. No. 255 was returned to the House.

On motion of Senator Lloyd, the rules were suspended and *H. B. No. 256* was read the second and third times and placed on its final passage.

H. B. No. 256 then passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 0.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter, Jenkins, Kerr, Lloyd, Mantes, Memmott, Miller, Schmiett, Sowards, Stacey, Steen and Mr. President.

H. B. No. 256 was returned to the House.

On the motion of Senator Fowles, the Senate voted to discontinue the passage of bills at 12:00 noon, Thursday, March 9, 1961.

REPORTS OF STANDING COMMITTEES

March 6, 1961

Mr. President:

Your Committee on Rules to which has been referred *S. B. No. 46*, pertaining to SAVINGS AND LOAN ACT, has examined and carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,
HAVEN J. BARLOW,
Chairman

Report filed.

S. B. No. 46 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 6, 1961

Mr. President:

Your Committee on Rules to which has been referred *S. C. R. No. 7*, pertaining to, COLORADO RIVER CROSSING AT HITE, has examined and carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,
HAVEN J. BARLOW,
Chairman

Report filed.

S. C. R. No. 7 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

REPORTS OF SPECIAL COMMITTEES

March 7, 1961

Mr. President:

Your Sifting Committee reports out the following bills to take their place on the Second Reading Calendar in the order named:

S. B. Nos. 254, 255, 181, 116, 234, 231, 246, 123, 204, 236, 240, 187, 239, 244, 245, 250, 206, 66, 164, 147.

Respectfully,

R. LA VAUN COX,
Chairman

Report adopted and filed.

UNFINISHED BUSINESS

S. B. No. 84, being Unfinished Business, was before the Senate.

On motion of Senator Hinton, *S. B. No. 84* was made a Special Order of Business for 10:30 A.M.

CONSIDERATION OF BILLS ON THIRD READING

S. B. No. 208 was read the third time and placed on its final passage.

On motion of Senator Kerr, *S. B. No. 208* retained its position on the Third Reading Calendar.

S. B. No. 226 was read the third time and placed on its final passage.

S. B. No. 226 then failed to pass on the following roll call:

Yeas, 10; Nays, 11; Absent, 4.

Those voting in the affirmative were: Senators Ashton, Cox, Fowles, Grover, Holman, Hopkin, Jenkins, Lloyd, Mantes and Schmiett.

Those voting in the negative were: Senators Barlow, Bullen, Clegg, Hammond, Hinton, Hunter, Kerr, Memmott, Sowards, Stacey and Mr. President.

Absent and not voting: Senators Browning, Hafen, Miller and Steen.

S. B. No. 226 was ordered filed.

COMMUNICATIONS FROM THE GOVERNOR

Honorable Thorpe Waddingham
President of the Senate
Utah State Senate
Building

Dear President Waddingham:

I am returning herewith, without my signature and without my approval, *S. B. 168* entitled AN ACT AMENDING SECTIONS 53-11-23 AND 53-11-40, UTAH CODE ANNOTATED 1953, AS ENACTED BY CHAPTER 82, LAWS OF UTAH 1959, AND ENACTING SECTIONS 53-11-41, 53-11-42, 53-11-43, 53-11-44, 53-11-45, 53-11-46, 53-11-47, 53-11-48, 53-11-49, 53-11-50 AND 53-11-51; PROVIDING FOR STATE BUILDING AID TO QUALIFIED SCHOOL DISTRICTS TO MEET SCHOOL BUILDING NEEDS SPECIFYING THE STANDARDS OF ELIGIBILITY AND QUALIFICATIONS OF DISTRICTS WHICH MAY PARTICIPATE IN FUNDS PROVIDED BY THE STATE FOR THE PURPOSE OF ASSISTING DISTRICTS IN MEETING CAPITAL OUTLAY AND DEBT SERVICE REQUIREMENTS, PRESCRIBING THE METHOD OF APPORTIONING STATE FUNDS FOR BUILDING AID, APPROPRIATING FOUR MILLION ONE HUNDRED THOUSAND DOLLARS FOR STATE BUILDING AID TO SCHOOL DISTRICTS, PROVIDING FOR THE METHOD OF ALLOCATING ANY FEDERAL BUILDING FUNDS RECEIVED BY THE STATE AND REPEALING SECTIONS 53-11-8, 53-11-9, 53-11-10, 53-11-11, 53-11-12, 53-11-13, 53-11-14, 53-11-15, 53-11-16, 53-11-17, 53-11-18, 53-11-19 AND 53-11-20, UTAH CODE ANNOTATED 1953, AS ENACTED BY CHAPTER 95, LAWS OF UTAH 1957, AND SECTIONS 53-11-39, 53-11-41, 53-11-42, 53-11-43, 53-11-44, 53-11-45, 53-11-46, 53-11-47, 53-11-48 AND 53-11-49, UTAH CODE ANNOTATED 1953, AS ENACTED BY CHAPTER 82, LAWS OF UTAH 1959.

My reasons for this veto are the following:

1. Senate Bill 168 appropriates $4.1 million for emergency school construction. This amount of money is not available in our present budget, and no means of providing this sum has been advanced. If I signed Senate Bill 168, I should be forced to veto items in the required amount in the general appropriations bill or in the building appropriations bill.

2. I consider the action taken by Senate Bill 168 to be premature, because:

(a) It is virtually certain that Federal aid for School construction will become available in the very near future. I think it would be unwise to enact a program of emergency State aid for school construction until we know how much Federal aid will be available to us and under what terms. Even if Senate Bill 168 became law at this time, it would probably be necessary to call a special session of the Legislature to consider the Federal aid program when it is enacted.

(b) The emergency school construction program should be considered separately from the other pressing problems of State government operation which are now before us. If we should adopt the program of Senate Bill 168, and consider adequate revenue measures to finance it, our decisions would of necessity be strongly influenced by other proposed programs and their financial requirements. If, on the other hand, we consider the problem of emergency school construction at a special session devoted solely to that purpose, we can assess the problem more objectively with, I am convinced, more satisfactory results.

I am keenly aware of the emergency nature of the problem of school construction in certain impacted areas, and I am determined that the State meet this responsibility fully.

As soon as a Federal aid program is passed by Congress, I assure you that I shall call a special session of the Legislature to deal with this problem. If at the end of sixty days, at the very maximum, Congress has not acted, I shall call a special session of the Legislature to meet the immediate emergency so that authorized buildings can be ready for operation by the Fall of 1962. It would be impossible under any conditions to authorize buildings at this time and have them ready for occupancy in the fall of 1961. If it becomes necessary for the State to act before we know what may be contained in a Federal aid program, we should be operating under a handicap, as I pointed out at the beginning of this veto message; however, I feel that we cannot delay action beyond sixty days without serious damage. But even if we have to act in advance of the Federal program, we can at least act more effectively in a special session devoted to this question than in a general legislative session when the question of emergency school construction is complicated by many and varied conflicting pressures.

Yours sincerely,

GEORGE D. CLYDE,
Governor

Communication filed.

On motion of Senator Cox, the Senate recessed for 30 minutes.

The Senate re-assembled.

On the motion of Senator Waddingham, the rules were suspended, and the vote whereby *S. B. No. 226* failed of passage was reconsidered.

S. B. No. 226 then passed on the following roll call:

Yeas, 21; Nays, 2; Absent, 2.

Those voting in the affirmative were: Senators Ashton, Browning, Bullen, Clegg, Cox, Fowles, Hafen, Hammond, Hinton, Holman, Hopkin (explained vote), Jenkins, Kerr, Lloyd, Mantes, Memmott, Miller, Schmiett, Sowards, Stacey and Mr. President.

Those voting in the negative were: Senators Barlow and Hunter.

Absent and not voting: Senators Grover and Steen.

S. B. No. 226 was transmitted to the House.

CONSIDERATION OF BILLS ON THIRD READING

S. B. No. 208, having retained its position on the Third Reading Calendar, was before the Senate.

On motion of Senatord Kerr, the Senate resolved itself into a Committee of the Whole.

Mr. Blair Morris appeared before the Committee of the Whole.

On motion of Senator Kerr, the Committee of the Whole was dissolved.

On motion of Senator Kerr, *S. B. No. 208* was amended as follows:

At the end of the present bill add a new subsection number 9 as follows:

"(9) Every life insurer which issues or delivers such variable contracts in this state shall not be subject to the requirements of Chapter 1, Title 61 of this code as to such contracts."

S. B. No. 208 then failed to pass on the following roll call:

Yeas, 11; Nays, 8; Absent, 6.

Those voting in the affirmative were: Senators Ashton, Barlow, Bullen, Clegg, Fowles, Hafen, Hammond, Hunter, Kerr, Lloyd and Stacey.

Those voting in the negative were: Senators Browning, Grover, Hinton, Holman, Mantes, Miller, Schmiett and Sowards.

Absent and not voting: Senators Cox, Hopkin, Jenkins, Memmott, Steen and Mr. President.

S. B. No. 208 was ordered filed.

S. B. No. 140 was read the third time and placed on its final passage.

On motion of Senator Grover,*S. B. No. 140* was made a Special Order of Busines for 2:30 P.M.

On the motion of Senator Jenkins, *S. B. No. 253* was moved to the head of the Third Reading Calendar.

S. B. No. 253 was read the third time and placed on its final passage.

On motion of Senator Jenkins, *S. B. No. 253* was amended as follows:

On page 1, line 5, strike the words, "appointed by the governor".

On line 7 following the word "examiners", delete the semi-colon and insert a period in lieu thereof and strike the balance of the line and all of lines 8, 9, and 10.

On motion of Senator Jenkins, *S. B. No. 253* was amended as follows:

On page 2, line 2, strike the words, "members of the tax commission;".

On motion of Senator Hafen, *S. B. No. 253* was amended as follows:

On page 2, strike all of Section 2, lines 10 through 29, inclusive. Renumber the sections accordingly.

On line 3 of the title, strike the words "SECTION 7-1-1, UTAH CODE ANNOTATED 1953,".

S. B. No. 253 then passed on the following roll call:

Yeas, 15; Nays, 2; Absent, 8

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Fowles, Grover, Hafen, Hammond, Hinton, Jenkins, Mantes, Memmott, Miller and Schmiett.

Those voting in the negative were: Senators Hunter and Stacey.

Absent and not voting: Senators Cox, Holman, Hopkin, Kerr, Lloyd, Sowards, Steen and Mr. President.

S. B. No. 253 was transmitted to the House.

SPECIAL ORDER

S. B. No. 84, being a Special Order of Business, was before the Senate.

On motion of Senator Hafen, the rules were suspended, and *S. B. No. 84* was read the third time and placed on its final passage.

On motion of Senator Hafen, *S. B. No. 84* was amended as follows:

Line 1 of Title: after "49-7-2," add "49-7-4,"

Line 1, after "49-7-2," add "49-7-4,".

Line 6, strike the word "complete" and insert in lieu thereof the words "become disabled".

Line 7, strike the first nine words.

After line 17 insert:

"49-7-4. Any judge who has had [10] 5 years of service and who becomes disabled as defined in section 49-7-3 shall retire and shall be entitled to the disability retirement compensation provided for in this act. Upon request of the Utah state bar commission, a hearing may be had as to whether a judge should retire under this requirement: Whenever a district judge is involved, the hearing and determintion shall be by the Supreme Court; whenever a justice of the Supreme Court is involved, the hearing and determination shall be by the committee of five district judges to be designated by the governor. At least 20 days prior to the date of such hearing the judge in question shall be notified of the time, place and purpose of such hearing, and he shall be informed of his right to present evidence and to be represented by counsel. Upon determination and certification to the governor by the Supreme Court, or by such committee, that the judge in question is disabled as defined in section 49-7-3, he shall be placed in retirement status and his office shall be deemed vacant and shall be filled as provided by law."

Page 2

Line 2: strike "If any judge". Strike lines 3, 4, 5, 6, 7, 8 and 9.

Line 10, following "49-7-6" strike the balance of the line and all of lines 11 and 12.

Following line 16 add: "Each judge shall hereafter contribute an amount equal to 4% of the first $416.67 of his monthly compensation to be deducted from his salary payments and held in a fund hereby established for the purpose of financing this program. There shall be paid from the general fund into such fund such additional amounts as are necessary to pay the retirement obligations which accrue from time to time against said fund."

S. B. No. 84 then failed to pass on the following roll call:

Yeas, 9; Nays, 9; Absent, 7.

Those voting in the affirmative were: Senators Ashton, Barlow, Clegg, Fowles, Hinton, Holman, Jenkins, Mantes and Schmiett.

Those voting in the negative were: Senators Browning, Bullen, Grover, Hafen Hammond, Hunter, Memmott, Miller and Stacey.

Absent and not voting: Senators Cox, Hopkin, Kerr, Lloyd, Sowards, Steen and Mr. President.

S. B. No. 84 was ordered filed.

Senator Hafen served notice that he would on the next legislative day ask the Senate to re-consider its vote by which *S. B. No. 84* failed of passage.

CONSIDERATION OF BILLS ON THIRD READING

S. B. No. 149 was read the third time and placed on its final passage.

On motion of Senator Hafen, *S. B. No. 149* retained its position on the Third Reading Calendar.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 254 was read the second time.

On motion of Senator Ashton, the Senate recessed until 2:00 P.M.

AFTERNOON SESSION

The Senate re-assembled.

President Waddingham in the chair.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 255 was read the second time.

On motion of Senator Hinton, *S. B. No. 255* retained its position on the Second Reading Calendar.

Senator Clegg, with the aid of five Senators, requested a Call of the Senate.

Sentors Barlow, Cox, Hafen, Jenkins, Miller and Stacey were absent without leave.

On motion of Senator Clegg, the Call of the Senate was lifted.

UNFINISHED BUSINESS

S. B. No. 254, being Unfinished Business, was before the Senate.

On motion of Senator Clegg, the rules were suspended and *S. B. No. 254* was read the third time and placed on its final passage.

S. B. No. 254 then pased on the following roll call:

Yeas, 18; Nays, 4; Absent, 3.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning,, Bullen, Clegg, Fowles, Hammond, Hinton, Holman, Hopkin, Kerr, Lloyd, Memmott, Miller, Schmiett, Sowards, Stacey and Steen.

Those voting in the negative were: Senators Cox, Grover, Hunter and Mantes.

Absent and not voting: Senators Hafen, Jenkins and Mr. President.

S. B. No. 254 was transmitted to the House.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 255, having retained its position on Second Reading Calendar, was now before the Senate.

On motion of Senator Jenkins, the rules were suspended and *S. B. No. 255* was read the third time and placed on its final passage.

S. B. No. 255 then passed on the following roll call:

Yeas, 22; Nays, 0; Absent, 3.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hammond, Hinton, Holman, Hopkin, Hunter, Jenkins, Kerr, Lloyd, Mantes, Miller, Schmiett, Sowards, Stacey and Steen.

Absent and not voting: Senators Hafen, Memmott and Mr. President.

S. B. No. 255 was transmitted to the House.

S. B. No. 181 was read the second time.

Committee report read and adopted.

On motion of Senator Kerr, the rules were suspended and *S. B. No. 181* was read the third time and placed on its final passage.

S. B. No. 181 then passed on the following roll call:

Yeas, 22; Nays, 0; Absent, 3.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hammond, Hinton, Holman, Hopkin, Hunter, Jenkins, Kerr, Mantes, Memmott, Miller, Schmiett, Sowards, Stacey and Steen.

Absent and not voting: Senators Hafen, Lloyd and Mr. President.

S. B. No. 181 was transmitted to the House.

SPECIAL ORDER

S. B. No. 140, being a Special Order of Business, was before the Senate.

S. B. No. 140 then passed on the following roll call:

Yeas, 19; Nays, 2; Absent, 4.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hammond, Hinton, Holman, Hopkin, Jenkins, Kerr, Memmott, Miller, Schmiett, Sowards and Steen.

Those voting in the negative were: Senators Hunter and Stacey.

Absent and not voting: Senators Hafen, Lloyd, Mantes and Mr. President.

S. B. No. 140 was transmitted to the House.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 116 was read the second itme.

Committee report read and adopted.

On motion of Senator Fowles, the rules were suspended and *S. B. No. 116* was read the third time and placed on its final passage.

On motion of Senator Grover, the Senate resolved itself into a Committee of the Whole.

Mr. Casey Bown appeared before the Committee of the Whole.

On motion of Senator Schmiett, the Committee of the Whole was dissolved.

S. B. No. 116 then passed on the following roll call:

Yeas, 17; Nays, 7; Absent, 1.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Fowles, Grover, Hafen, Hinton, Holman, Hopkin, Jenkins, Lloyd, Memmott, Miller, Schmiett, Sowards, Steen and Mr. President.

Those voting in the negative were: Senators Bullen, Clegg, Hammond, Hunter, Kerr, Mantes and Stacey.

Absent and not voting: Senator Cox.

S. B. No. 116 was transmitted to the House.

On motion of Senator Grover, the rules were suspended and the Senate voted to re-consider the vote why *S. B. No. 208* failed of passage.

S. B. No. 208 was placed on the Third Reading Calendar.

The Governor's veto message on *S. B. No. 168* was before the Senate.

The Senate failed to pass *S. B. No. 168* over the Governor's veto on the following roll call:

Yeas, 15; Nays, 10; Absent, 0.

Those voting in the affirmative were: Senators Barlow, Browning, Cox, Fowles, Grover, Hinton, Holman, Hopkin, Jenkins, Mantes, Memmott, Miller, Schmiett, Sowards and Mr. President.

Those voting in the negative were: Senators Ashton, Bullen, Clegg, Hafen, Hammond, Hunter, Kerr, Lloyd, Stacey and Steen.

S. B. No. 168 was ordered filed.

On motion of Senator Hammond, the Senate recessed for 15 minutes.

The Senate re-assembled.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 234 was read the second time.

Committee report read and adopted.

On motion of Senator Hunter, *S. B. No. 234* was tabled.

S. B. No. 231 was read the second time.

Committee report read and adopted.

On motion of Senator Fowles, the rules were suspended and *S. B. No. 231* was read the third time and placed on its final passage.

S. B. No. 231 then passed on the following roll call:

Yeas, 23; Nays, 0; Absent, 2.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter, Jenkins, Kerr, Lloyd, Mantes, Memmott, Miller, Sowards, Stacey and Steen.

Absent and not voting: Senators Schmiett and Mr. President.

S. B. No. 231 was transmitted to the House.

On motion of President Waddingham, the Senate recessed for 5 minutes.

The Senate re-assembled.

S. B. No. 246 was read the second time.

Committee report read and adopted.

On motion of Senator Cox, *S. B. No. 246* retained its position on the Second Reading Calendar.

S. B. No. 123 was read the second time.

Committee report read and adopted.

On motion of Senator Hunter, the rules were suspended and *S. B. No. 123* was read the third time and placed on its final passage.

S. B. No. 123 then passed on the following roll call:

Yeas, 21; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter, Jenkins, Lloyd, Mantes, Memmott, Schmiett, Sowards, Stacey and Steen.

Absent and not voting: Senators Bullen, Kerr, Miller and Mr. President.

S. B. No. 123 was transmitted to the House.

S. B. No. 204 was read the second time.

Committee report read and adopted.

On motion of Senator Hinton, *S. B. No. 204* was amended as follows:

On line 1 of the title, change the word "SECTION" to read "SECTIONS" and insert following the word "SECTIONS" the words "20-3-20, AND".

On line 3 of the title following the word "TO" insert "DIRECT PRIMARIES".

On page 1, line 1, change "Section 1. Section" to read "Section 1. Sections", and following the word "Sections" insert the words "20-3-20, and".

Insert between lines 2 and 3 the words:

"20-3-20. All voting at primaries shall be by ballot. It shall be the duty of the county clerk of each county to provide such official printed ballots. Official ballots shall be printed on official paper in the manner provided in general election laws.

The names of all candidates shall be listed in rotating order according to surnames, under the appropriate title of the respective offices, and under the proper party designation upon the party ticket. If any elector writes upon his ticket the name of any person who is a candidate for the same office upon some other ticket than that upon which his name is so written, this ballot shall be counted for such person only as a candidate of the party upon whose ticket his name is written, and in no case shall be counted for such person as a candidate upon any other ticket."

On motion of Senator Miller, the rules were suspended and *S. B. No. 204* was read the third time and placed on its final passage.

S. B. No. 204 then passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 0.

Those voting in the affirmative were: Senators Ashton, Barlow (explained vote), Browning, Bullen, Clegg, Cox (explained vote), Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter, Jenkins, Kerr, Lloyd, Mantes, Memmott, Miller, Schmiett, Sowards, Stacey, Steen and Mr. President.

S. B. No. 204 was transmitted to the House.

On the motion of Senator Hafen, the rules were suspended, and the Senate voted to re-consider the vote by which *S. B. No. 84* failed of passage.

On motion of Senator Lloyd, the Senate resolved itself into a Committee of the Whole.

Mr. Glen Hatch appeared before the Committee of the Whole.

On motion of Senator Steen, the Committee of the Whole was dissolved.

S. B. No. 84 then passed on the following roll call:

Yeas, 16; Nays, 6; Absent, 3.

Those voting in the affirmative were: Senators Ashton, Barlow, Clegg, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Jenkins, Mantes, Miller, Schmiett, Sowards, Steen and Mr. President.

Those voting in the negative were: Senators Browning, Hopkin, Hunter, Kerr, Lloyd and Stacey.

Absent and not voting: Senators Bullen, Cox and Memmott.

S. B. No. 84 was transmitted to the House.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 236 was read the second time.

Committee report read and adopted.

On motion of Senator Jenkins, *S. B. No. 236* was amended as follows:

On page 10, strike all of section 4.

On motion of Senator Jenkins, the rules were suspended, and *S. B. No. 236* was read the third time and placed on its final passage.

S. B. No. 236 then passed on the following roll call:

Yeas, 18; Nays, 0; Absent, 7.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Fowles, Grover, Hammond, Hinton, Holman, Hopkin, Jenkins, Kerr, Lloyd, Mantes, Schmiett, Sowards and Stacey.

Absent and not voting: Senators Cox, Hafen, Hunter, Memmott, Miller, Steen and Mr. President.

S. B. No. 236 was transmitted to the House.

S. B. No. 240 was read the second time.

Committee report read and adopted.

On motion of Senator Hinton, *S. B. No. 240* was amended as follows:

On page 1, line 6, following the word "may" insert the words "fill vacancies in and may".

Senator Hinton, with the aid of five Senators, requested a Call of the Senate.

Senators Hafen, Lloyd and Miller were absent without leave.

On motion of Senator Cox, the Call of the Senate was lifted.

S. B. No. 240 then failed to pass on the following roll call:

Yeas, 10; Nays, 13; Absent, 2.

Those voting in the affirmative were: Senators Cox, Fowles, Hinton, Holman, Jenkins, Memmott, Schmiett, Sowards, Steen and Mr. President.

Those voting in the negative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Grover, Hammond, Hopkin, Hunter, Kerr, Lloyd, Mantes and Stacey.

Absent and not voting: Senators Hafen and Miller.

S. B. No. 240 was ordered filed.

COMMUNICATIONS FROM THE GOVERNOR

Honorable Thorpe Waddingham
President of the Senate
Utah State Legislature

March 7, 1961

Dear President Waddingham:

In accordance with my constitutional responsibility, I am herewith submitting to your Honorable Body the following names for service on State Commissions and Boards, for confirmation:

STATE COMMISSION ON UNIFORM STATE LAWS

Dean Daniel Dykstra of Salt Lake City, interim appointment to fill the unexpired term of Marvin J. Bertoch to expire June 30, 1961.

Following that, nominated to a six-year term to expire June 30, 1967.

COORDINATING COUNCIL OF HIGHER EDUCATION

Warren Bullock, Cedar City. Term expires June 30, 1961, reappointed to a six-year term to expire June 30, 1967.

UTAH STATE UNIVERSITY OF AGRICULTURE AND APPLIED SCIENCE – BOARD OF TRUSTEES

Alma Sonne, Logan. Term expires July 1, 1961. Reappointed to four-year term to expire July 1, 1965.

Robert J. Potter, Garland. Term expires July 1, 1961. Reappointed to four year term to expire July 1, 1965.

STATE PUBLIC WELFARE COMMISSION

Lamont B. Gunderson, Salt Lake City, to replace Clyde C. Edmonds.

Appointed to six-year term to expire March 1, 1967. Present appointment to commence March 13, 1961.

Although my designation of Chairman does not require confirmation, I am designating Ward C. Holbrook of Bountiful as Chairman of the Welfare Commission, effective March 13, 1961.

STATE TAX COMMISSION

Allan M. Lipman, Salt Lake City

Arias G. Belnap, Ogden

Terms expired March 1, 1961. Reappointed to four year terms to expire March 1, 1965.

STATE BOARD OF HEALTH

Mrs. Charles L. Walker, Salt Lake City, to fill the unexpired term of Jack D. Heinz of Salt Lake City who has resigned. Term will expire March 1, 1964.

O. DeVere Wootton, American Fork, to replace Leonard A. Higgins, Salt Lake City, whose term expired March 1, 1961. Appointed to a seven-year term to expire March 1, 1968.

WATER POLLUTION CONTROL BOARD

R. A. Moss, Bountiful. Term expired March 1, 1961. Reappointed to an eight-year term to expire March 1, 1969.

UTAH STATE INSTITUTE OF FINE ARTS

M. Walker Wallace, Salt Lake City, to replace Gaell Lindstrom of Logan, whose term will expire June 30, 1961. Appointed for four year term to expire June 30, 1965.

STATE BOARD OF CORRECTIONS

Dr. Anthon S. Cannon, Salt Lake City. Term expired March 1, 1961.

Reappointed to six-year term to expire March 1, 1967.

Harold E. Van Wagenen, Provo. Term expired March 1, 1961. Reappointed to six-year term to expire March 1, 1967.

STATE PARKS AND RECREATION COMMISSION

Harold Tippetts, Farmington, to replace Aldin Hayward of Bountiful who has resigned. Interim appointment will expire July 1, 1961, after which I recommend reappointment to four-year term to expire July 1, 1965.

I have previously nominated Mitchell Melich of Moab to a four-year term on the University of Utah Board of Regents commencing July 1, 1961 and expiring July 1, 1965. Mr. Melich is replacing Nicholas G. Morgan, Jr. of Salt Lake City who has resigned. Therefore, I now nominate Mr. Melich to fill the unexpired term of Mr. Morgan, effective immediately and expiring July 1, 1961.

Yours sincerely,

GEORGE D. CLYDE,
Governor

Communication referred to the Appointments Committee.

Honorable Thorpe Waddingham
President, Utah State Senate

March 6, 1961

Dear President Waddingham:

This is to advise that this day, March 3rd, Governor Clyde has signed into law the following bills, which have been forwarded to the Secretary of State for filing.

S. B. No. 21
S. B. No. 81
S. B. No. 96
S. B. No. 89
S. B. No. 102
S. B. No. 122
S. B. No. 135
S. B. No. 136
S. B. No. 150
S. B. No. 203

Yours sincerely,

LAURENCE J. BURTON,
Administrative Assistant

cc: Secretary of State
Speaker of House of Representatives

Communication filed.

March 7, 1961

Honorable Thorpe Waddingham
President, Utah State Senate

Dear President Waddingham:

This is to advise that this day Governor Clyde has signed into law the following bills, which have been forwarded to the Secretary of State for filing.

S. B. 28

S. B. 51

S. B. 63

S. B. 87

S. B. 169

S. B. 178

Yours sincerely,

LAURENCE J. BURTON,
Administrative Assistant

cc: Secretary of State
Speaker of House of Representatives

Communication filed.

COMMUNICATIONS FROM THE HOUSE

March 7, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed under suspension of the rules, *H. B. No. 283*, entitled, ONE INSPECTION FEE FOR ALL TYPES OF BOILERS, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 283 was read the first time and referred to the Sifting Committee.

March 7, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 98*, entitled, COUNTY FLOOD CONTROL DIS-

TRICTS, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 98 was read the first time and referred to the Sifting Committee.

March 7, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 241*, by Mr. F. W. Gunnell, entitled, LABELING OF POULTRY PRODUCTS, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 241 was read the first time and referred to the Sifting Committee.

March 6, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 150*, entitled, PERMITTING STATE ROAD COMMISSION TO SETTLE CLAIMS UP TO $2,000.00, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 150 was read the first time and referred to the Sifting Committee.

March 7, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 278*, entitled, CHANGE GRAZING LEASES ON STATE LANDS, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 278 was read the first time and referred to the Sifting Committee.

March 7, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 147*, entitled, MODIFY STERILIZATION OF THE MENTALLY IMPAIRED, and the same is transmitted herewith for your action.

Respectfully,
T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 147 was read the first time and referred to the Sifting Committee.

March 7, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 206*, entitled, LEGISLATIVE PURCHASING, and the same is transmitted herewith for your action.

Respectfully,
T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 206 was read the first time and referred to the Sifting Committee.

March 7, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 125*, entitled, APPROPRIATION FOR PAGEANT OF THE WEST, and the same is transmitted herewith for your action.

Respectfully,
T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 125 was read the first time and referred to the Sifting Committee.

March 7, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 259*, entitled, FEES OF WITNESSES IN CRIMINAL

CASES AND GRAND JURY COSTS TO BE PAID BY THE STATE, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 259 was read the first time and referred to the Sifting Committee.

March 7, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 164*, by Mr. Spence, entitled, PROTECTION OF WORKMEN IN EXCAVATION WORK, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 164 was read the first time and referred to the Sifting Committee.

March 7, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 169*, by Mr. Warren, entitled, REDUCING LIMITATION ON MEDICAL EXPENSE DEDUCTION ON INCOME TAX, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 169 was read the first time and referred to the Sifting Committee.

March 7, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 222*, entitled, STATE-WIDE DRIVER EDUCATION, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 222 was read the first time and referred to the Sifting Committee.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 187 was read the second time.

Committee report read and adopted.

On motion of Senator Hafen, *S. B. No. 187* was amended as follows:

On page 2, line 20, strike the words "January 1, 1961" and insert in lieu thereof the words "July 1, 1961".

On motion of Senator Ashton, the rules were suspended and *S. B. No. 187* was read the third time and placed on its final passage.

S. B. No. 187 then passed on the following roll call:

Yeas, 17; Nays, 0; Absent, 8.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hunter, Mantes, Memmott, Sowards and Stacey.

Absent and not voting: Senator Hopkin, Jenkins, Kerr, Lloyd, Miller, Schmiett, Steen and Mr. President.

CONSIDERATION OF BILLS ON THIRD READING

S. B. No. 149, having retained its position on the Third Reading Calendar, was before the Senate.

On motion of Senator Hafen, *S. B. No. 149* was amended as follows:

Line 3 of Title – after "1957," strike balance of line 3.

Strike lines 4, 5, 6, 7, 8, 9, 10 and 11 through "1957,".

On page 1, line 4, strike "$15,000" and insert in lieu thereof "$13,200".

On line 5, strike "$11,500" and insert "$10,500" in lieu thereof and strike "$10,000" and insert "$9,000" in lieu thereof.

On line 6, strike "$10,000" and insert in lieu thereof "$9,000" and strike "$13,500" and insert in lieu thereof "$11,000".

Line 11 of the title, insert "SECTION 26-15-3 UTAH CODE ANNOTATED 1953, AS AMENDED BY CHAPTER 42, LAWS OF UTAH 1953, AND BY CHAPTER 43, LAWS OF UTAH 1959" before "RELATING TO".

Line 12 of the title, change the comma after "OFFICERS" to a period and strike the balance of the title.

Beginning with line 7, of body – strike the balance of the bill.

At the end of the bill add:

"section 2. Section 26-15-3, Utah Code Annotated 1953, as amended by Chapter 42 Laws of Utah 1953, and by Chapter 43, Laws of Utah 1959 is amended to read as follows:

"26-15-3. On or before the 15th day of February of each odd numbered calendar year a state director of public health shall be recommended by the state board of health, appointed by the governor, and approved by the senate, and shall qualify by taking and subscribing the constitutional oath.

The state director of public health shall be a physician who is a graduate of a regularly chartered and legally constituted medical school, licensed to practice medicine and surgery in all branches in Utah. License may be secured within six months from the date of appointment. He shall have either successfully completed at least one year's graduate work in a recognized school of public health or shall have at least one year's professional full time experience in public health work in an administrative capacity. He shall be thoroughly informed and experienced in matters relating to hygiene and sanitation and the management of infectious and contagious diseases. He shall devote his full time and attention to the duties of his office and shall receive a salary [not to exceed $15,000 annually] as determined by the state board of health with the approval of the state board of examiners, payable monthly following the date of his qualification, and he shall be paid other actual and necessary expenses when approved and allowed by the department of finance and on presentation of his verified and itemized account therefor. He may be removed by the state board of health for cause. Unless sooner removed for cause his appointment shall be for a period of two years. Any vacancy in this office for whatever reason shall be filled as herein provided; except an interim director shall be appointed by the state board of health with the approval of the governor to provide administrative direction for the department of health in the absence of a qualified director. The interim director shall devote his full time and attention to the duties of his office and shall receive a salary as determined by the state board of health with the approval of the state board of examiners, payable monthly following the date of his qualification, and he shall be paid other actual and necessary expenses when approved and allowed by the department of finance and on presentation of his verified and itemized account therefor.

The term of office of an interim director shall be at the pleasure of the board of health but in no instance shall it be longer than as provided for the state director of public health. The interim director shall have and exercise such powers and duties as are conferred by law on the state director of public health."

S. B. No. 149 then passed on the following roll call:

Yeas, 14; Nays, 1; Absent, 10.

Those voting in the affirmative were: Senators Ashton, Barlow, Bullen, Clegg, Cox, Fowles, Hafen, Hammond, Hinton, Holman, Kerr, Mantes, Memmott and Stacey.

Voting in the negative was Senator Hunter.

Absent and not voting: Senators Browning, Grover, Hopkin, Jenkins, Lloyd, Miller, Schmiett, Sowards, Steen and Mr. President.

S. *B. No. 149* was transmitted to the House.

CONSIDERATION OF BILLS ON SECOND READING

S. *B. No. 239* was read the second time.

Committee report read and adopted.

S. *B. No. 244* was read the second time.

Committee report read and adopted.

S. *B. No. 245* was read the second time.

Committee report read and adopted.

S. *B. No. 250* was read the second time.

Committee report read and adopted.

On motion of Senator Ashton, the rules were suspended and S. *B. No. 239* was read the third time and placed on its final passage.

S. *B. No. 239* then passed on the following roll call:

Yeas, 18; Nays, 0; Absent, 7.

Those voting in the affirmative were: Senators Ashton, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hunter, Kerr, Mantes, Memmott, Schmiett, Sowards and Stacey.

Absent and not voting: Senators Barlow, Hopkin, Jenkins, Lloyd, Miller, Steen and Mr. President.

S. *B. No. 239* was transmitted to the House.

On motion of Senator Hunter, the rules were suspended and S. *B. No. 250* was read the third time and placed on its final passage.

S. B. No. 250 then passed on the following roll call:

Yeas, 19; Nays, 0; Absent, 6.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hunter, Kerr, Mantes, Memmott, Schmiett, Sowards and Stacey.

Absent and not voting: Senators Hopkin, Jenkins, Lloyd, Miller, Steen and Mr. President.

S. B. No. 250 was transmitted to the House.

S. B. No. 244 was placed on the Third Reading Calendar on the following roll call:

Yeas, 20; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter, Kerr, Mantes, Memmott, Schmiett, Sowards and Stacey.

Absent and not voting: Senators Jenkins, Lloyd, Miller, Steen and Mr. President.

S. B. No. 245 was placed on the Third Reading Calendar on the following roll call:

Yeas, 20; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter, Kerr, Mantes, Memmott, Schmiett, Sowards and Stacey.

Absent and not voting: Senators Jenkins, Lloyd, Miller, Steen and Mr. President.

S. B. No. 206 was read the second time.

Committee report read and adopted.

On motion of Senator Barlow, the rules were suspended and *S. B. No. 206* was read the third time and placed on its final passage.

S. B. No. 206 then passed on the following roll call:

Yeas, 20; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter, Kerr, Lloyd, Mantes, Schmiett, Sowards and Stacey.

Absent and not voting: Senators Jenkins, Memmott, Miller, Steen and Mr. President.

S. *B. No. 206* was transmitted to the House.

On motion of President Waddingham, the enacting clause of S. *B. No. 246* was struck.

S. *B. No. 246* was ordered filed.

On motion of Senator Hafen, the rules were suspended and the Senate reconsidered S. *B. No. 187.*

On motion of Senator Hafen, S. *B. No. 187* was amended as follows:

On page 20, line 2, strike the words "July 1, 1961" and insert in lieu thereof the words "upon approval".

S. *B. No. 187* then passed on the following roll call:

Yeas, 22; Nays, 0; Absent, 3.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter, Jenkins, Kerr, Lloyd, Mantes, Schmiett, Sowards, Stacey and Mr. President.

Absent and not voting: Senators Memmott, Miller and Steen.

S. *B. No. 187* was transmitted to the House.

CONSIDERATION OF BILLS ON SECOND READING

S. *B. No. 66* was read the second time.

Committee report read and adopted.

On motion of Senator Hafen, the rules were suspended and S. *B. No. 66* was read the third time and placed on its final passage.

On motion of Senator Grover, S. *B. No. 66* was amended as follows:

On page 1, line 16, strike the words "Mongolian member of the Malay race or a".

S. *B. No. 66* then passed on the following roll call:

Yeas, 22; Nays, 0; Absent, 3.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter, Jenkins, Kerr, Lloyd, Mantes, Schmiett, Sowards, Stacey and Mr. President.

Absent and not voting: Senators Memmott, Miller and Steen.

S. B. No. 164 was read the second time.

Committee report read and adopted.

On motion of Senator Hunter, the rules were suspended and *S. B. No. 164* was read the third time and placed on its final passage.

S. B. No. 164 then passed on the following roll call:

Yeas, 20; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter, Jenkins, Kerr, Lloyd, Mantes, Schmiett, Sowards and Stacey.

Absent and not voting: Senators Grover, Memmott, Miller, Steen and Mr. President.

S. B. No. 164 was transmitted to the House.

S. B. No. 147 was read the second time.

Committee report read and adopted.

On motion of Senator Sowards, *S. B. No. 147* was amended as follows:

On page 1, line 6, delete the word "municipalities"; on line 7, after the word "service," delete the period, and add the following words, "through distribution lines, except municipalities, which are otherwise provided for by law."

Delete all of Section 5, commencing on line 21 on page 1 through line 3 on page 2, and insert in lieu thereof a new Section 5 which reads: "Section 5: Nothing in this Act shall operate to extend Chapter 4, Title 54, Utah Code Annotated, 1953, as amended, to apply to suppliers of electricity, as defined herein, not presently included under said Chapter 4."

Delete all of Section 7 on line 14 through line 18, page 2, and renumber Section 8 on line 19 to Section 7, and Section 9 on line 22 to Section 8.

On motion of Senator Jenkins, the Senate resolved itself into a Committee of the Whole.

Mr. Lee Pratt and Mr. Sidney Baucom appeared before the Committee of the Whole.

On motion of Senator Ashton, the Committee of the Whole was dissolved.

S. B. No. 147 then failed to place on the Third Reading Calendar on the following roll call:

Yeas, 8; Nays, 12; Absent, 5.

Those voting in the affirmative were: Senators Ashton, Cox, Grover, Hinton, Holman, Kerr, Sowards and Mr. President.

Those voting in the negative were: Senators Barlow, Browning, Bullen, Clegg, Fowles, Hafen, Hammond, Hopkin, Hunter, Jenkins, Schmiett and Stacey.

Absent and not voting: Senators Lloyd, Mantes, Memmott, Miller and Steen.

Senators Barlow and Waddingham cast their votes as a pair.

S. B. No. 147 was ordered filed.

On motion of Senator Fowles, the Senate adjourned until 9:00 A.M., Wednesday, March 8, 1961.

FIFTY-NINTH DAY

MORNING SESSION

March 8, 1961

The Senate was called to order at 9:00 A.M. Senator Jenkins in the chair. in the chair.

Roll Call – All Senators present.

The Prayer was offered by the Chaplain.

March 8, 1961

Mr. President:

Your Committee on Revision of the Journal respectfully reports that we have read the Journal for the fifty-eighth day and find it correct with minor amendments noted on the final copy.

Respectfully,
FRANK C. MEMMOTT,
Chairman

Report adopted and filed.

COMMUNICATIONS FROM THE HOUSE

March 7, 1961

Mr. President:

I am directed to inform your Honorable Body that on the 6th day of March, 1961, the Governor did veto *H. B. No. 62*, entitled SCHOOL FINANCE BILL, and the House, on reconsideration of *H. B. No. 62*, by a vote of 35 ayes, 26 nays, 3 absent, failed to override the Governor's veto.

Respectfully,
T. H. McMULLIN,
Chief Clerk

Communication filed.

March 7, 1961

Mr. President:

I am directed to inform your Honorable Body that on the 6th day of March, 1961, the Governor did veto *H. B. No. 63*, entitled, TAX LEVY FOR SCHOOL FINANCE BILL, and the House, on reconsideration of *H. B. No. 63*, by a vote of 35 ayes, 26 nays, 3 absent, failed to override the Governor's veto.

Respectfully,
T. H. McMULLIN,
Chief Clerk

Communication filed.

March 7, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day concurred in Senate amendments to *H. B. No. 163*, SALARIES FIRST CLASS CITIES.

Respectfully,
T. H. McMULLIN,
Chief Clerk

Communication filed.

March 7, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *S. C. R. No. 7*, COLORADO RIVER CROSSING AT HITE, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. C. R. No. 7 was transmitted to the Governor.

On motion of Senator Hafen, the Senate reconsidered *S. B. No. 66*.

On motion of Senator Hafen, *S. B. No. 66* was amended as follows:

On line 16, following the word "a" insert the words "Mongolian, member of the Malay race or a".

S. B. No. 66 then passed on the following roll call:

Yeas, 20; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Ashton, Bullen, Clegg, Cox, Fowles, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter, Jenkins (explained vote), Kerr, Lloyd, Mantes, Memmott, Miller, Schmiett, Sowards and Stacey.

Absent and not voting: Senators Barlow, Browning, Grover, Steen and Mr. President.

S. B. No. 66 was transmitted to the House.

On motion of Senator Ashton,*S. B. No. 214* was lifted from the table and placed on the Third Reading Calendar.

On motion of Senator Ashton, *S. B. No. 214* was amended as follows:

On line 12, strike the word "or" at the beginning of the line."

On line 12 after the word "of" insert the words "or possession with intent to sell, distribute or exhibit."

On motion of Senator Grover, *S. B. No. 214* was amended as follows:

On line 15, strike the word "statutes".

S. B. No. 214 then passed on the following roll call:

Yeas, 17; Nays, 4, Absent, 4.

Those voting in the affirmative were: Senators Ashton, Barlow, Bullen, Clegg, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter, Jenkins, Kerr, Lloyd, Mantes, Schmiett, Sowards and Stacey.

Those voting in the negative were: Senators Cox, Fowles, Grover, and Miller.

Absent and not voting: Senators Browning, Memmott, Steen and Mr. President.

S. B. No. 214 was transmitted to the House.

CONSIDERATION OF BILLS ON THIRD READING

S. B. No. 208 was before the Senate on third reading.

On motion of Senator Hafen, *S. B. No. 208* retained its position on the Third Reading Calendar.

S. B. No. 244 was read the third time and placed on its final passage.

On motion of Senator Clegg, the Senate resolved itself into a Committee of the Whole.

Mr. Ralph Callister appeared before the Committee of the Whole.

On motion of Senator Clegg, the Committee of the Whole was dissolved.

On motion of Senator Mantes, the enacting clause of *S. B. No. 244* was struck.

On motion of Senator Mantes, the enacting clause of *S. B. No. 245* was struck.

COMMUNICATIONS FROM THE HOUSE

March 8, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the Senate, *S. B. No. 69*, GROUP LIFE INSUR-

ANCE ACT, and the same is returned herewith for your further action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 69 was referred to the Committee on Rules to be enrolled and engrossed.

March 8, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, *S. B. No. 65*, CHARGES FOR PUBLICATION OF NOTICES, and the same is returned herewith for your further action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 65 was referred to the Committee on Rules to be enrolled and engrossed.

March 7, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the Senate, *S. B. No. 70*, FISH AND GAME FUND, and the same is returned herewith for your further action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 70 was referred to the Committee on Rules to be enrolled and engrossed.

March 7, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, *S. B. No. 126*, entitled, REMOTE T. V. LICENSES, and the same is returned herewith for your further action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 126 was referred to the Committee on Rules to be enrolled and engrossed.

March 7, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, as amended by the Senate, *S. B. No. 48*, entiled, INTEREST ON PUBLIC FUNDS, and the same is returned herewith for your further action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 48 was referred to the Committee on Rules to be enrolled and engrossed.

March 7, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 77*, entitled, EXEMPTING REG. OF BOAT TRAILERS, and the same is transmitted herewith for the signature of the President.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 77 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 7, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 60*, entitled, WEIGHTS FOR VEHICLES OF INTERSTATE HIGHWAYS, and the same is transmitted herewith for the signature of the President.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 60 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 6, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House,

H. B. No. 1, entitled, COMMUNITY MENTAL HEALTH, and the same is transmitted herewith for the signature of the President.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 1 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

REPORTS OF STANDING COMMITTEES

March 7, 1961

Mr. President:

Your Committee on Rules to which has been referred *S. B. No. 91*, pertaining to, SECOND JUDICIAL JUDGE, has examined and carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,

HAVEN J. BARLOW,
Chairman

Report filed.

S. B. No. 91 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

REPORTS OF SPECIAL COMMITTEES

March 8, 1961

Mr. President:

Your Sifting Committee reports out the following bills to take their place on the Second Reading Calendar in the order named:

H. B. Nos. 84, 230, 91, 187, 188, 189, 198, 4, 21, 82, 64, 103, 92, 166, 121, 183, 130, 191, 20, 109.

Respectfully,

R. LA VAUN COX,
Chairman

Report adopted and filed.

On the motion of Senator Mantes, *S. B. No. 254* was recalled from the House for further consideration.

CONSIDERATION OF BILLS ON THIRD READING

S. B. No. 208, having retained its position on the Third Reading Calendar, was before the Senate.

On motion of Senator Kerr, *S. B. No. 208* was amended as follows:
At the end of the bill, strike the following words:

> "(9) Every life insurer which issues or delivers such variable contracts in this state shall not be subject to the requirements of Chapter 1, Title 61 of this code as to such contracts."

S. B. No. 208 then passed on the following roll call:

Yeas, 16; Nays, 6; Absent, 3.

Those voting in the affirmative were: Senators Ashton, Barlow, Clegg, Fowles, Grover, Hafen, Hammond, Holman, Hunter, Kerr, Lloyd, Mantes, Memmott, Schmiett, Sowards and Stacey.

Those voting in the negative were: Senators Browning, Cox, Hinton, Jenkins, Miller and Mr. President.

Absent and not voting: Senators Bullen, Hopkin and Steen.

S. B. No. 208 was transmitted to the House.

CONSIDERATION OF BILLS ON SECOND READING

H. B. No. 84 was read the second time.

Committee report read and adopted.

On motion of Senator Hafen, the Senate resolved itself into a Committee of the Whole.

Mr. Ward C. Holbrook appeared before the Committee of the Whole.

On motion of Senator Lloyd, the Committee of the Whole was dissolved.

On motion of Senator Hafen, *H. B. No. 84* was amended as follows:

On page 14, between lines 18 and 19, strike the House amendment which reads "Maximums as set forth in this section and grants geared to budgetary needs under existing policies and practices currently in effect shall be increased $8.20 dollars monthly for old age recipients 65 years of age or over."

On motion of Senator Hafen, the rules were suspended and *H. B. No. 84* was read the third time and placed on its final passage.

H. B. No. 84 then passed on the following roll call:

Yeas, 23; Nays, 0; Absent, 2.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton (explained vote), Holman, Hopkin, Hunter, Jenkins (explained vote), Kerr, Lloyd, Mantes, Memmott, Miller, Sowards, Stacey and Mr. President (explained vote).

Absent and not voting: Senators Schmiett and Steen.

H. B. No. 84 was returned to the House.

H. B. No. 230 was read the second time.

On motion of Senator Fowles, the rules were suspended and *H. B. No. 230* was read the third time and placed on its final passage.

H. B. No. 230 then passed on the following roll call:

Yeas, 14; Nays, 7; Absent, 4.

Those voting in the affirmative were: Senators Barlow, Browning, Clegg (explained vote), Fowles, Grover, Hinton, Holman, Jenkins, Kerr, Memmott, Miller, Schmiett, Sowards and Stacey.

Those voting in the negative were: Senators Ashton, Bullen, Cox, Hafen, Hammond, Hopkin and Mantes.

Absent and not voting: Senators Hunter, Lloyd, Steen and Mr. President.

H. B. No. 230 was returned to the House.

H. B. No. 91 was read the second time.

Committee report read and adopted.

On motion of Senator Schmiett, the rules were suspended and *H. B. No. 91* was read the third time and placed on its final passage.

On motion of Senator Memmott, *H. B. No. 91* retained its position on the Third Reading Calendar.

H. B. No. 187 was read the second time.

Committee report read and adopted.

On motion of Senator Ashton, the rules were suspended and *H. B. No. 187* was read the third time and placed on its final passage.

H. B. No. 187 then passed on the following roll call:

Yeas, 15; Nays, 0; Absent, 10.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Clegg, Grover, Hafen, Hinton, Holman, Hunter, Jenkins, Lloyd, Schmiett, Sowards, Stacey and Mr. President.

Absent and not voting: Senators Bullen, Cox, Fowles, Hammond, Hopkin, Kerr, Mantes, Memmott, Miller and Steen.

H. B. No. 187 was returned to the House.

CONSIDERATION OF BILLS ON THIRD READING

H. B. No. 91, having retained its position on the Third Reading Calendar, was before the Senate.

On motion of Senator Hafen, *H. B. No. 91* was amended as follows:

Strike all of Sections 4, 5, 6, and 7.

Change "Section 8" to read "Section 4" and delete the last figure "7" of section 8 and insert in lieu thereof the figure "3".

H. B. No. 91 then passed on the following roll call:

Yeas, 17; Nays, 0; Absent, 8.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Grover, Hafen, Hinton, Holman, Hunter, Jenkins, Lloyd, Mantes, Miller, Schmiett, Sowards and Stacey.

Absent and not voting: Senators Cox, Fowles, Hammond, Hopkin, Kerr, Memmott, Steen and Mr. President.

H. B. No. 91 was returned to the House.

CONSIDERATION OF BILLS ON SECOND READING

H. B. No. 188 was read the second time.

Committee report read and adopted.

On motion of Senator Bullen, the rules were suspended and *H. B. No. 188* was read the third time and placed on its final passage.

H. B. No. 188 then passed on the following roll call:

Yeas, 17; Nays, 0; Absent, 8.

Those voting in the affirmative were: Senators Ashton, Barlow, Bullen, Clegg, Grover, Hafen, Hinton, Holman, Hunter, Jenkins, Kerr, Lloyd, Mantes, Miller, Schmiett, Sowards and Stacey.

Absent and not voting: Senators Browning, Cox, Fowles, Hammond, Hopkin, Memmott, Steen and Mr. President.

H. B. No. 188 was returned to the House.

H. B. No. 189 was read the second time.

Committee report read and adopted.

On motion of Senator Hunter, the rules were suspended and *H. B. No. 189* was read the third time and placed on its final passage.

H. B. No. 189 then passed on the following roll call:

Yeas, 20; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Ashton, Barlow, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter, Jenkins, Kerr, Lloyd, Mantes, Memmott, Schmiett and Stacey.

Absent and not voting: Senators Browning, Miller, Sowards, Steen and Mr. President.

H. B. No. 189 was returned to the House.

H. B. No. 198 was read the second time.

Committee report read and adopted.

On motion of Senator Jenkins, the rules were suspended and *H. B. No. 198* was read the third time and placed on its final passage.

H. B. No. 198 then passed on the following roll call:

Yeas, 19; Nays, 0; Absent, 6.

Those voting in the affirmative were: Senators Ashton, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter, Jenkins, Lloyd, Mantes, Schmiett, Sowards and Stacey.

Absent and not voting: Senators Barlow, Kerr, Memmott, Miller, Steen and Mr. President.

H. B. No. 198 was returned to the House.

H. B. No. 4 was read the second time.

Committee report read and adopted.

On motion of Senator Clegg, the rules were suspended and *H. B. No. 4* was read the third time and placed on its final passage.

H. B. No. 4 then passed on the following roll call:

Yeas, 22; Nays, 1; Absent, 2.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg (explained vote), Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hopkin, Jenkins, Lloyd, Mantes, Memmott, Miller, Schmiett, Sowards, Stacey and Mr. President.

Voting in the negative was Senator Hunter (explained vote).

Absent and not voting: Senators Kerr and Steen.

H. B. No. 4 was returned to the House.

H. B. No. 21 was read the second time.

Committee report read and adopted.

On motion of Senator Jenkins, *H. B. No. 21* retained its position on the Second Reading Calendar.

H. B. No. 82 was read the second time.

Committee report read and adopted.

On motion of Senator Miller, the rules were suspended and *H. B. No. 82* was read the third time and placed on its final passage.

H. B. No. 82 then passed on the following roll call:

Yeas, 21; Nays, 1; Absent, 3.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hopkin, Lloyd, Mantes, Memmott, Miller, Schmiett, Sowards, Stacey and Mr. President.

Voting in the negative was Senator Hunter.

Absent and not voting: Senators Jenkins, Kerr and Steen.

H. B. No. 82 was returned to the House.

H. B. No. 64 was read the second time.

Committee report read and adopted.

On motion of President Waddingham, the rules were suspended and *H. B. No. 64* was read the third time and placed on its final passage.

H. B. No. 64 then passed on the following roll call:

Yeas, 22; Nays, 0; Absent, 3.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter, Jenkins, Lloyd, Mantes, Memmott, Miller, Schmiett, Sowards, Stacey and Mr. President.

Absent and not voting: Senators Grover, Kerr and Steen.

H. B. No. 64 was returned to the House.

H. B. No. 103 was read the second time.

Committee report read and adopted.

On motion of Senator Ashton, the rules were suspended and *H. B. No. 103* was read the third time and placed on its final passage.

On motion of President Waddingham, the Senate recessed until 1:30 P.M.

AFTERNOON SESSION

The Senate re-assembled.

President Waddingham in the chair.

COMMUNICATIONS FROM THE HOUSE

March 8, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the Senate, *S. B. No. 134*, entitled, STATE HIGHWAY BILL, and the same is returned herewith for your further action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 134 was referred to the Committee on Rules to be enrolled and engrossed.

March 8, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed S. *B. No. 90*, entitled, COLUMBIA INTERSTATE COMPACT, and the same is returned herewith for your further action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. *B. No. 90* was referred to the Committee on Rules to be enrolled and engrossed.

March 8, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, S. *B. No. 162*, APPROPRIATIONS TO EDUCATION UNDER MINERAL LEASING ACT, and the same is returned herewith for your further action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. *B. No. 162* was referred to the Committee on Rules to be enrolled and engrossed.

March 8, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the Senate, S. *B. No. 193*, RECORDING OF RELEASES AND ASSIGNMENTS, and the same is returned herewith for your further action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. *B. No. 193* was referred to the Committee on Rules to be enrolled and engrossed.

March 8, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed S. *C. R. No. 1*, entitled, DOMESTIC INDUSTRY PROTECTION

RESOLUTION, and the same is returned herewith for your further action.

Respectfully,
T. H. McMULLIN,
Chief Clerk

Communication filed.

S. C. R. No. 1 was referred to the Committee on Rules to be enrolled and engrossed.

March 8, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, *S. B. No. 251*, UINTAH BASIN COLLEGE, and the same is returned herewith for your further action.

Respectfully,
T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 251 was referred to the Committee on Rules to be enrolled and engrossed.

March 8, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day rejected *S. B. No. 86*, COUNTY OFFICE VACANCIES, and the same is returned herewith for your further action.

Respectfully,
T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 86 is ordered filed.

March 8, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *S. B. No. 74*, entitled, DRIVER'S LICENSE EXAMINERS, and the same is returned herewith for your further action.

Respectfully,
T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 74 was referred to the Committee on Rules to be enrolled and engrossed.

March 8, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 152*, by Mrs. Vance, entitled, LOWERING AGE OF MINORS TO FIFTEEN YEARS, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 152 was read the first time and referred to the Sifting Committee.

March 8, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 266*, entitled, CLARIFY TEMPORARY DRIVER PERMIT, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 266 was read the first time and referred to the Sifting Committee.

March 8, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *S. B. No. 91*, entitled, SECOND JUDICIAL JUDGE, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 91 was transmitted to the Governor.

On the motion of President Waddingham, *H. B. No. 91* was recalled from the House for further consideration.

COMMUNICATIONS FROM THE HOUSE

March 8, 1961

Mr. President:

Pursuant to your request we are returning herewith *H. B. No. 91*, entitled, SANITARY DRINKING CUPS AND FIRST AID ON CABOOSES, for your further action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

On motion of President Waddingham, *H. B. No. 91* was reconsidered.

On motion of President Waddingham, *H. B. No. 91* was amended as follows:

Change Section 4 to Section 8 and inserting after Section 3 the following:

"Section 4. It shall be the duty of all persons engaged in the operation of railroads to comply with any regulation or order of the commission issued under the provisions of this act, and to furnish any information required by the commission for purposes of this act. The commission or its authorized agent may, during reasonable hours, enter the place of operation of any person engaged in the operation of railroads for the purpose of ascertaining whether the standards prescribed by authority of this act are being complied with.

Section 5. Whenever an employee shall file a complaint with the commission charging violation of the regulation of the commission, or the commission upon its own initiative issues a complaint, the person complained of shall be served with a copy thereof and shall, within twenty days, file a written answer with the commission. Within ten days after an answer is filed the commission shall set a date for a hearing of the complaint at a place convenient to both the complainant and the person complained of. The commission may, in its discretion, permit any interested person or organization to intervene. A party to the hearing may appear and be heard in person or by his representative, and may examine or cross-examine witnesses or present other evidences. On motion of a party, the commission may allow a continuance of not to exceed thirty days.

Section 6. Within forty-five days after the conclusion of a hearing held under the provisions of this act, the commission shall issue an order dismissing the complaint or requiring compliance with a regulation of the commission. The commission may, in its discretion, allow the employer not to exceed forty-five days within which to comply with an order. Upon petition any order of the commission shall be reviewed by the district court of the county in which the place of employment is located, and in such action the chairman of the commission shall be the defendant. The decision of the district court may be appealed to the supreme court.

Section 7. Any person failing to comply with an order or regulation of the commission authorized by this act shall be liable to a penalty of twenty-five dollars for each day of noncompliance. The attorney general shall file suit on behalf of the state for any unpaid penalty within one year after the penalty accrues."

H. B. No. 91 then passed on the following roll call:

Yeas, 19; Nays, 0; Absent, 6.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles (explained vote), Hafen, Hammond, Holman, Hunter, Kerr, Lloyd, Mantes, Memmott, Miller, Schmiett, Stacey and Mr. President.

Absent and not voting: Senators Grover, Hinton, Hopkin, Jenkins, Sowards and Steen.

H. B. No. 91 was returned to the House.

UNFINISHED BUSINESS

H. B. No. 103, being Unfinished Business, was before the Senate.

H. B. No. 103 then passed on the following roll call:

Yeas, 13; Nays, 8; Absent, 4.

Those voting in the affirmative were: Senators Ashton, Barlow, Bullen, Clegg, Hafen, Hammond, Hinton, Holman, Kerr, Lloyd, Memmott, Miller, and Schmiett.

Those voting in the negative were: Senators Browning, Cox, Fowles, Grover, Jenkins, Mantes, Stacey and Mr. President.

Absent and not voting: Senators Hopkin, Hunter, Sowards and Steen.

H. B. No. 103 was returned to the House.

On motion of Senator Jenkins, *H. B. No. 58* was lifted from the table.

On motion of Senator Jenkins, the rules were suspended and *H. B. No. 58* was read the third time and placed on its final passage.

H. B. No. 58 then passed on the following roll call:

Yeas, 17; Nays, 1; Absent, 7.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Fowles, Grover, Hafen (explained vote), Hammond, Hinton, Holman, Jenkins, Kerr, Lloyd, Mantes, Miller and Schmiett.

Voting in the negative was Senator Cox.

Absent and not voting: Senators Hopkin, Hunter, Memmott, Sowards, Stacey, Steen and Mr. President.

H. B. No. 58 was returned to the House.

CONSIDERATION OF BILLS ON SECOND READING

H. B. No. 92 was read the second time.

Committee report read and adopted.

On motion of Senator Kerr, the rules were suspended and *H. B. No. 92* was read the third time and placed on its final passage.

H. B. No. 92 then passed on the following roll call:

Yeas, 16, Nays, 0; Absent 9.

Those voting in the affirmative were: Senators Ashton, Barlow, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Holman, Hunter, Jenkins, Kerr, Lloyd, Mantes, Schmiett and Stacey.

Absent and not voting: Senators Browning, Bullen, Hinton, Hopkin, Memmott, Miller, Sowards, Steen and Mr. President.

H. B. No. 92 was returned to the House.

H. B. No. 166 was read the second time.

Committee report read and adopted.

On motion of President Waddingham, the Senate resolved itself into a Committee of the Whole.

Rep. James Brussatto appeared before the Committee of the Whole.

On motion of Senator Cox, the Committee of the Whole was dissolved.

On motion of President Waddingham, the rules were suspended and *H. B. No. 166* was read the third time and placed on its final passage.

H. B. No. 166 then passed on the following roll call:

Yeas, 19; Nays, 0; Absent, 6.

Those voting in the affirmative were: Senators Ashton, Barlow, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hunter, Jenkins, Kerr, Lloyd, Mantes, Miller, Schmiett, Stacey and Mr. President.

Absent and not voting: Senators Browning, Bullen, Hopkin, Memmott, Sowards and Steen.

H. B. No. 166 was returned to the House.

H. B. No. 121 was read the second time.

On motion of Senator Clegg, the rules were suspended and *H. B. No. 121* was read the third time and placed on its final passage.

H. B. No. 121 then passed on the following roll call:

Yeas, 22; Nays, 0; Absent, 3.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hunter, Jenkins, Kerr, Lloyd, Mantes, Memmott, Miller, Schmiett, Stacey and Mr. President.

Absent and not voting: Senators Hopkin, Sowards and Steen.

H. B. No. 121 was returned to the House.

H. B. No. 183 was read the second time.

Committee report read and adopted.

On motion of Senator Miller, the rules were suspended and *H. B. No. 183* was read the third time and placed on its final passage.

H. B. No. 183 then passed on the following roll call:

Yeas, 19; Nays, 0; Absent, 6.

Those voting in the affirmative were: Senators Ashton, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hunter, Kerr, Lloyd, Mantes, Memmott, Miller, Schmiett and Stacey.

Absent and not voting: Senators Barlow, Hopkin, Jenkins, Sowards, Steen and Mr. President.

H. B. No. 183 was returned to the House.

H .B. No. 130 was read the second time.

Committee report read and adopted.

On motion of Senator Miller, the rules were suspended and *H. B. No. 130* was read the third time and placed on its final passage.

H. B. No. 130 then passed on the following roll call:

Yeas, 21; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter, Kerr, Lloyd, Mantes, Memmott, Miller, Stacey and Mr. President.

Absent and not voting: Senators Jenkins, Schmiett, Sowards and Steen.

President Waddingham appointed a committee consisting of Senators Hinton, Hafen and Browning to recommend studies to be made by the Legislative Council in the next two years.

On motion of Senator Kerr, the Senate recessed for 10 minutes.

The Senate re-assembled.

PRESENTATION OF RESOLUTIONS

On the motion of Senator Bullen, and with the unanimous consent of the Senate, the following resolution was presented.

S. R. No. 3 By Mr. Bullen

A RESOLUTION BY THE SENATE OF THE THIRTY-FOURTH LEGISLATURE APPROVING AND CONSENTING TO ASSIGNMENT AND CONVEYANCE TO REVEST TITLE OF PROPERTY AND WATER RIGHTS IN BENSON-BEAR LAKE IRRIGATION COMPANY AS REQUIRED UNDER SECTION 73-10-4, UTAH CODE ANNOTATED, 1953, AS AMENDED BY CHAPTER 133, LAWS OF UTAH, 1953.

S. R. No. 3 was read the first time.

On motion of Senator Bullen, the rules were suspended and *S. R. No. 3* was read the second and third times and placed on its final passage.

S. R. No. 3 then passed on the following roll call:

Yeas, 18; Nays, 0; Absent, 7.

Those voting in the affirmative were: Senators Barlow, Browning, Bullen, Clegg, Grover, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter, Kerr, Lloyd, Mantes, Memmott, Miller, Schmiett and Stacey.

Absent and not voting: Senators Ashton, Cox, Fowles, Jenkins, Sowards, Steen and Mr. President.

S. R. No. 3 was transmitted to the Secretary of State.

CONSIDERATION OF BILLS ON SECOND READING

H. B. No. 191 was read the second time.

On motion of Sentaor Hopkin, the rules were suspended and *H. B. No. 191* was read the third time and placed on its final passage.

H. B. No. 191 then passed on the following roll call:

Yeas, 19; Nays, 0; Absent, 6.

Those voting in the affirmative were: Senators Barlow, Browning, Bullen, Clegg, Cox, Grover, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter, Jenkins, Kerr, Lloyd, Mantes, Memmott, Miller and Stacey.

Absent and not voting: Senators Ashton, Fowles, Schmiett, Sowards, Steen and Mr. President.

H. B. No. 191 was returned to the House.

H. B. No. 20 was read the second time.

Committee report read and adopted.

On motion of Senator Grover, the rules were suspended and *H. B. No. 20* was read the third time and placed on its final passage.

H. B. No. 20 then passed on the following roll call:

Yeas, 17; Nays, 0; Absent, 8.

Those voting in the affirmative were: Senators Barlow, Browning, Bullen, Clegg, Cox, Grover, Hafen, Hammond, Hinton, Holman, Hunter, Kerr, Lloyd, Mantes, Miller, Schmiett and Stacey.

Absent and not voting: Senators Ashton, Fowles, Hopkin, Jenkins, Memmott, Sowards, Steen and Mr. President.

H. B. No. 20 was returned to the House.

H. B. No. 109 was read the second time.

Committee report read and adopted.

On motion of Senator Hunter, the rules were suspended and *H. B. No. 109* was read the third time and placed on its final passage.

H. B. No. 109 then passed on the following roll call:

Yeas, 18; Nays, 0; Absent, 7.

Those voting in the affirmative were: Senators Barlow, Browning, Bullen, Clegg, Cox, Fowles, Hafen, Hammond, Holman, Hopkin, Hunter, Jenkins, Kerr, Lloyd, Miller, Schmiett, Stacey and Mr. President.

Absent and not voting: Senators Ashton, Grover, Hinton, Mantes, Memmott, Sowards and Steen.

H. B. No. 109 was returned to the House.

REPORTS OF SPECIAL COMMITTEES

March 8, 1961

Mr. President:

Your Sifting Committee reports out the following bills to take their place on the Second Reading Calendar in the order named:

H. B. Nos. 143, 120, 124, 147, 74, 271, 118, 164, 269, 186, 140, 50, 117, 125, and 214.

Respectfully,

R. LA VAUN COX,
Chairman

Report adopted and filed.

PRESENTATION OF RESOLUTIONS

On the motion of Senator Schmiett, and with the unanimous consent of the Senate, the following resolution was presented.

S. R. No. 4 By Mr. Schmiett

A RESOLUTION BY THE SENATE OF THE THIRTY-FOURTH LEGISLATURE APPROVING AND CONSENTING TO ASSIGNMENT AND CONVEYANCE TO REVEST TITLE OF PROPERTY AND WATER RIGHTS IN DRY GULCH IRRIGATION COMPANY AS REQUIRED UNDER SECTION 73-10-4, UTAH CODE ANNOTATED, 1953, AS AMENDED BY CHAPTER 133, LAWS OF UTAH, 1953.

S. R. No. 4 was read the first time.

On motion of Senator Kerr, the rules were suspended and *S. R. No. 4* was read the second and third times and placed on its final passage.

S. R. No. 4 then passed on the following roll call:

Yeas, 17; Nays, 0; Absent, 8.

Those voting in the affirmative were: Senators Barlow, Bullen, Clegg, Cox, Fowles, Hafen (explained vote), Hammond, Hinton, Holman, Hopkin, Hunter, Kerr, Lloyd, Memmott, Schmiett, Stacey and Mr. President.

Absent and not voting: Senators Ashton, Browning, Grover, Jenkins, Mantes, Miller, Sowards and Steen.

S. R. No. 4 was transmitted to the Secretary of State.

CONSIDERATION OF BILLS ON SECOND READING

H. B. No. 21, having retained its position on the Calendar, was before the Senate.

On motion of Senator Hinton, *H. B. No. 21* was amended as follows:

On page 1, change the figure "3000" to read "2000" on the third line from the bottom of the page.

On page 2, change the figure "3000" to read "2000" on the sixth line down from the top of the page.

H. B. No. 21 was placed on the Third Reading Calendar on the following roll call:

Yeas, 21; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter, Jenkins, Kerr, Lloyd, Mantes, Memmott, Miller, Stacey and Mr. President.

Absent and not voting: Senators Bullen, Schmiett, Sowards and Steen.

H. B. No. 143 was read the second time.

On motion of Senator Hunter, the rules were suspended and *H. B. No. 143* was read the third time and placed on its final passage.

H. B. No. 143 then passed on the following roll call:

Yeas, 16, Nays, 0; Absent 9.

Those voting in the affirmative were: Senators Ashton, Barlow, Clegg, Cox, Grover, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter, Kerr, Mantes, Memmott, Schmiett and Stacey.

Absent and not voting: Senators Browning, Bullen, Fowles, Jenkins, Lloyd, Miller, Sowards, Steen and Mr. President.

H. B. No. 143 was returned to the House.

H. B. No. 123 was read the second time.

On motion of Senator Hunter, the rules were suspended and *H. B. No. 123* was read the third time and placed on its final passage.

H. B. No. 123 then failed to pass on the following roll call:

Yeas, 10; Nays, 8; Absent, 7.

Those voting in the affirmative were: Senators Ashton, Barlow, Clegg, Cox, Fowles, Hammond, Hinton, Hopkin, Lloyd and Mantes.

Those voting in the negative were: Senators Grover, Hafen (explained vote), Holman, Hunter, Kerr, Memmott, Schmiett and Stacey.

Absent and not voting: Senators Browning, Bullen, Jenkins, Miller, Sowards, Steen and Mr. President.

H. B. No. 123 was returned to the House.

H. B. No. 124 was read the second time.

Committee report read and adopted.

On motion of Senator Kerr, the Senate recessed for 5 minutes.

The Senate re-assembled.

On motion of Senator Kerr, the rules were suspended and the Senate voted to re-consider *H. B. No. 123.*

H. B. No. 123 was ordered placed at the head of the Third Reading Calendar.

CONSIDERATION OF BILLS ON SECOND READING

H. B. No. 124 was placed on the Third Reading Calendar on the following roll call.

Yeas, 18; Nays, 2; Absent, 5.

Those voting in the affirmative were: Senators Ashton, Barlow, Bullen, Clegg, Cox, Fowles, Grover, Hafen (explained vote), Hammond, Hinton, Jenkins, Kerr, Lloyd, Memmott, Miller, Schmiett, Sowards and Mr. President.

Those voting in the negative were: Senators Holman and Hunter.

Absent and not voting: Senators Browning, Hopkin, Mantes, Stacey and Steen.

H. B. No. 147 was read the second time.

Committee report read and adopted.

H. B. No. 147 was placed on the Third Reading Calendar on the following roll call:

Yeas; 16; Nays, 1; Absent, 8.

Those voting in the affirmative were: Senators Ashton, Barlow, Bullen, Clegg, Cox, Grover, Hafen, Hammond, Hinton, Holman, Jenkins, Kerr, Lloyd, Miller, Schmiett and Sowards.

Voting in the negative was Senator Hunter.

Absent and not voting: Senators Browning, Fowles, Hopkin, Mantes, Memmott, Stacey, Steen and Mr. President.

H. B. No. 74 was read the second time.

Committee report read and adopted.

H. B. No. 74 was placed on the Third Reading Calendar on the following roll call:

Yeas, 17; Nays, 1; Absent, 7.

Those voting in the affirmative were: Senators Ashton, Barlow, Bullen, Clegg, Cox, Fowles, Hafen, Hammond, Hinton, Holman, Hunter, Kerr, Lloyd, Miller, Schmiett, Sowards and Mr. President.

Voting in the negative was Senator Jenkins.

Absent and not voting: Senators Browning, Grover, Hopkin, Mantes, Memmott, Stacey and Steen.

H. B. No. 271 was read the second time.

H. B. No. 271 was placed on the Third Reading Calendar on the following roll call:

Yeas, 18; Nays, 0; Absent, 7.

Those voting in the affirmative were: Senators Ashton, Barlow, Clegg, Fowles, Grover, Hafen, Hammond, Holman, Hunter, Jenkins, Kerr, Lloyd, Memmott, Miller, Schmiett, Sowards, Stacey and Mr. President.

Absent and not voting: Senators Browning, Bullen, Cox, Hinton, Hopkin, Mantes and Steen.

COMMUNICATIONS FROM THE HOUSE

March 7, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 27*, by Mr. Rawlings, entitled, CITY JUDGE SALARIES, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 27 was read the first time and referred to the Sifting Committee.

March 7, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 28*, by Mr. Welch, entitled, SALARIES – STATE LAW LIBRARY, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 28 was read the first time and referred to the Sifting Committee.

March 7, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 153*, by Mr. Welch, entitled,

INCREASE SALARIES FOR DEPUTY DISTRICT ATTORNEYS, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 153 was read the first time and referred to the Sifting Committee.

March 7, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *H. B. No. 154*, by Mr. Rawlings, et al, entitled, INCREASE SALARIES FOR DISTRICT ATTORNEYS, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 154 was read the first time and referred to the Sifting Committee.

March 8, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, *S. B. No. 104*, STATE LAND LEASING ACT, and the same is returned herewith for your further action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 104 was referred to the Committee on Rules to be enrolled and engrossed.

March 8, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, *S. B. No. 200*, POWER OF WATER & POWER BOARD, and the same is returned herewith for your further action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 200 was referred to the Committee on Rules to be enrolled and engrossed.

March 8, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day rejected *S. B. No. 18*, entitled, TORT CLAIMS ACT, and the same is returned herewith for your further action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

March 8, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, *S. B. No. 190*, entitled, POWER & AUTHORITY OF THE STATE SECURITIES COMMISSION, and the same is returned herewith for your further action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 190 was referred to the Committee on Rules to be enrolled and engrossed.

March 8, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, *S. B. No. 218*, EDUCATIONAL TELEVISION, and the same is returned herewith for your further action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 218 was referred to the Committee on Rules to be enrolled and engrossed.

March 8, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, as amended by the Senate and

House, *S. B. No. 30*, entitled, UTAH SCHOOL EMPLOYEES' RETIREMENT ACT CONTRIBUTIONS, and the same is returned herewith for your further action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

On the motion of Senator Jenkins, the Senate voted to concur with the House amendments.

S. B. No. 30 then passed on the following roll call:

Yeas, 20; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Ashton, Barlow, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hunter, Jenkins, Kerr, Lloyd, Memmott, Miller, Schmiett, Sowards, Stacey and Mr. President.

Absent and not voting: Senators Browning, Bullen, Hopkin, Mantes and Steen.

S. B. No. 30 was referred to the Committee on Rules to be enrolled and engrossed.

March 8, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, *S. C. R. No. 5*, entitled, CONTROL OF MINERAL IMPORTS, and the same is returned herewith for your further action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. C. R. No. 5 was referred to the Committee on Rules to be enrolled and engrossed.

March 8, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, *S. C. R. No. 4*, entitled, RENEWAL OF SUGAR ACT, and the same is returned herewith for your further action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. C. R. No. 4 was referred to the Committee on Rules to be enrolled and engrossed.

March 8, 1961

J. Lambert Gibson
Secretary of Senate

Mr. Secretary:

As per your request for the return of *Senate Bill 254*, we are hereby returning the same to you.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 254 was placed on the Third Reading Calendar.

March 8, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 52*, entitled, SALARY OF TAX COMMISSIONERS, and the same is transmitted herewith for the signature of the President.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 52 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 8, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 256*, entitled, OCCUPATIONAL DISEASES, and the same is transmitted herewith for the signature of the President.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 256 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 8, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House,

H. B. No. 163, entitled, SALARIES FIRST CLASS CITIES, and the same is transmitted herewith for the signature of the President.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 163 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

REPORTS OF STANDING COMMITTEES

March 8, 1961

Mr. President:

Your Committee on Rules to which has been referred *S. B. No. 251*, pertaining to, UINTAH BASIN COLLEGE, has examined and carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,

HAVEN J. BARLOW,
Chairman

Report filed.

S. B. No. 251 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 8, 1961

Mr. President:

Your Committee on Rules to which has been referred *S. B. No. 162* pertaining to APPROPRIATIONS TO EDUCATION UNDER MINERAL LEASING ACT has examined and carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,

HAVEN J. BARLOW,
Chairman

Report filed.

S. B. No. 162 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 8, 1961

Mr. President:

Your Committee on Rules to which has been referred *S. C. R. No. 1* pertaining to DOMESTIC INDUSTRY PROTECTION RESOLUTION has examined and carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,

HAVEN J. BARLOW,
Chairman

Report filed.

S. C. R. No. 1 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 8, 1961

Mr. President:

Your Committee on Rules to which has been referred *S. B. No. 65*, pertaining to CHARGES FOR PUBLICATION OF NOTICES has examined and carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,

HAVEN J. BARLOW,
Chairman

Report filed.

S. B. No. 65 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 8, 1961

Mr. President:

Your Committee on Rules to which has been referred *S. B. No. 193* pertaining to RECORDING OF RELEASES AND ASSIGNMENTS has examined and carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,

HAVEN J. BARLOW,
Chairman

Report filed.

S. B. No. 193 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 8, 1961

Mr. President:

Your Committee on Rules to which has been referred S. *B. No. 70* pertaining to FISH AND GAME FUND has examined and carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,
HAVEN J. BARLOW,
Chairman

Report filed.

S. *B. No. 70* was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 8, 1961

Mr. President:

Your Committee on Rules to which has been referred S. *B. No. 48* pertaining to INTEREST ON PUBLIC FUNDS, has examined and carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,
HAVEN J. BARLOW,
Chairman

Report filed.

S. *B. No. 48* was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 8, 1961

Mr. President:

Your Committee on Rules to which has been referred S. *B. No. 69* pertaining to GROUP LIFE INSURANCE ACT, has examined and carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,
HAVEN J. BARLOW,
Chairman

Report filed.

S. *B. No. 69* was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

COMMUNICATIONS FROM THE HOUSE

March 8, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the Senate and House, *S. B. No. 129*, SWEET CREAM BUTTER, and the same is returned herewith for your further action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

On motion of Sentor Bullen, *S. B. No. 129* was made a Special Order of Business for Thursday, March 9, at 9:30 A.M.

March 8, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, as amended by the Senate, *S. B. No. 78*, PLUMBER ACT, and the same is returned herewith for your further action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 78 was referred to the Committee on Rules to be enrolled and engrossed.

On motion of Senator Jenkins, the Senate adjourned until 9:00 A.M., Thursday, March 9, 1961.

SIXTIETH DAY

MORNING SESSION

March 9, 1961

The Senate was called to order at 9:00 A.M. President Waddingham in the chair.

Roll Call – All Senators present.

The Prayer was offered by the Chaplain.

March 9, 1961

Mr. President:

Your Committee on Revision of the Journal respectfully reports that we have read the Journal for the fifty-ninth day and find it correct with minor amendments noted on the final copy.

Respectfully,

FRANK C. MEMMOTT,
Chairman

Report adopted and filed.

COMMUNICATIONS FROM THE GOVERNOR

March 8, 1961

Dear Speaker Dean:

This is to advise that this day Governor Clyde has signed into law the following bills, which have been forwarded to the Secretary of State for filing.

H. B. No. 54

H. B. No. 200

H. B. No. 199

Yours sincerely,
LAURENCE J. BURTON,
Administrative Assistant

cc: Secretary of State
President of Utah Senate

Communication filed.

March 8, 1961

Dear Speaker Dean:

This is to advise that this day Governor Clyde has signed into law the following bills, which have been forwarded to the Secretary of State for filing.

H. B. No. 78

H. B. No. 79

H. B. No. 80

H. B. No. 132

Yours sincerely,

LAURENCE J. BURTON,
Administrative Assistant

cc: Secretary of State
President of Utah Senate

Communication filed.

COMMUNICATIONS FROM THE HOUSE

March 8, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session in the presence of the House, *S. B. No. 46*, SAVINGS AND LOAN ACT, and the same is returned herewith for transmission to the Governor.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 46 was transmitted to the Governor.

March 8, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day concurred in Senate Amendments to *H. B. No. 58*, entitled, STATE ARBORETUM.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

March 8, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, as amended by the Senate, *S. B.*

No. 173, entitled, MARRIAGE COUNSELING, and the same is returned herewith for your further action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 173 was referred to the Committee on Rules to be enrolled and engrossed.

March 8, 1961

Mr. President:

Pursuant to your request we are returning herewith *H. B. No. 123*, entitled, DRIVERS LICENSE – INCREASE FEE SHORTEN PERIOD, for your further action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

March 7, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. J. R. No. 16*, entitled, MEMORIALIZING CONGRESS TO EXPEDITE CONSTRUCTION OF POWER TRANSMISSION FACILITIES ON COLORADO RIVER PROJECTS, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. J. R. No. 16 was read the first time.

On the motion of Senator Hinton, *H. J. R. No. 16* was ordered placed at the head of the Second Reading Calendar.

March 8, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, as amended by the House and Senate, *S. B. No. 36*, AGRICULTURAL PRODUCTS LICENSING, and the same is returned herewith for your further action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

On the motion of Senator Clegg, the Senate voted to concur with the House amendments to *S. B. No. 36*.

S. B. No. 36 then passed on the following roll call:

Yeas, 19; Nays, 1; Absent, 5.

Those voting in the affirmative were: Senators Ashton, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hopkin, Jenkins, Kerr, Mantes, Miller, Schmiett, Sowards, Stacey and Mr. President.

Voting in the negative was Senator Browning.

Absent and not voting: Senators Barlow, Hunter, Lloyd, Memmott and Steen.

S. B. No. 36 was referred to the Committee on Rules to be enrolled and engrossed.

March 8, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, as amended by the House, *S. C. R. No. 6*, entitled, A CONCURRENT RESOLUTION MEMORIALIZING THE CONGRESS OF THE UNITED STATES TO OPPOSE "NATIONAL PRESERVATION" ACTS, and the same is returned herewith for your further action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

On the motion of Senator Cox, the Senate voted to concur with the House amendments to *S. C. R. No. 6*.

S. C. R. No. 6 then passed on the following roll call:

Yeas, 20; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Ashton, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Jenkins, Kerr, Mantes, Memmott, Miller, Schmiett, Sowards, Stacey and Mr. President.

Absent and not voting: Senators Barlow, Hopkin, Hunter, Lloyd and Steen.

S. C. R. No. 6 was referred to the Committee on Rules to be enrolled and engrossed.

March 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 288*, entitled, TAX LEVY FOR SCHOOL FINANCE

BILL, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 288 was read the first time and referred to the Sifting Committee.

COMMUNICATION

March 8, 1961

President Thorpe Waddingham
Utah State Senate
State Capitol
Salt Lake City, Utah

Dear President Waddingham:

We wish to thank your Honorable Body for your interest and consideration in passing *House Bill No. 109.*

Will you kindly extend our thanks to the other members of the Senate?

Cordially,

LON ALLCOCK
Legislative Officer
Post No. 409
Veterans of Foreign Wars

Communication filed.

REPORTS OF STANDING COMMITTEES

March 8, 1961

Mr. President:

Your Committee on Rules to which has been referred S. *B. No. 218,* pertaining to EDUCATIONAL TELEVISION, has examined and carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,

HAVEN J. BARLOW,
Chairman

Report filed.

S. B. No. 218 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 8, 1961

Mr. President:

Your Committee on Rules to which has been referred *S. B. No. 126* pertaining to REMOTE TV LICENSES, has examined and carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,
HAVEN J. BARLOW,
Chairman

Report filed.

S. B. No. 126 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 9, 1961

Mr. President:

Your Committee on Rules to which has been referred *S. B. No. 78*, pertaining to, PLUMBER ACT, has examined and carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,
HAVEN J. BARLOW,
Chairman

Report filed.

S. B. No. 78 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 9, 1961

Mr. President:

Your Committee on Rules to which has been referred *S. B. No. 173*, pertaining to MARRIAGE COUNSELING, has examined and carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,
HAVEN J. BARLOW,
Chairman

Report filed.

S. B. No. 173 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 9, 1961

Mr. President:

Your Committee on Rules to which has been referred *S. B. No. 134*, pertaining to STATE HIGHWAY BILL, has examined and carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,

HAVEN J. BARLOW,

Report filed. Chairman

S. B. No. 134 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 9, 1961

Mr. President:

Your Committee on Rules to which has been referred *S. C. R. No. 5*, pertaining to CONTROL OF MINERAL IMPORTS, has examined and carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,

HAVEN J. BARLOW,

Report filed. Chairman

S. C. R. No. 5 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 9, 1961

Mr. President:

Your Committee on Rules to which has been referred *S. B. No. 200* pertaining to POWER OF WATER & POWER BOARD, has examined and carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,

HAVEN J. BARLOW,

Report filed. Chairman

S. B. No. 200 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 9, 1961

Mr. President:

Your Committee on Rules to which has been referred *S. C. R. No. 4*, pertaining to RENEWAL OF SUGAR ACT, has examined and carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,
HAVEN J. BARLOW,
Chairman

Report filed.

S. C. R. No. 4 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 9, 1961

Mr. President:

Your Committee on Rules to which has been referred *S. B. No. 104*, pertaining to STATE LAND LEASING ACT, has examined and carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,
HAVEN J. BARLOW,
Chairman

Report filed.

S. B. No. 104 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 9, 1961

Mr. President:

Your Committee on Rules to which has been referred *S. B. No. 74*, pertaining to, DRIVER'S LICENSE EXAMINERS, has examined and carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,
HAVEN J. BARLOW,
Chairman

Report filed.

S. B. No. 74 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

REPORTS OF SPECIAL COMMITTEES

Mr. President: March 9, 1961

Your Sifting Committee reports out the following bills to take their place on the Second Reading Calendar in the order named:

H. B. Nos. 153, 154, 27, 50, 28, 269, 71, 214, 140, 207, 186, 110, 197, 125, 226, 127, 128, 129.

Respectfully,

R. LAVAUN COX,
Chairman

Report adopted and filed.

COMMUNICATIONS FROM THE HOUSE

March 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 287*, entitled, SCHOOL FINANCE BILL, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 287 was read the first time.

On the motion of Senator Jenkins, the rules were suspended and *H. B. No. 287* was placed at the head of the Second Reading Calendar.

CONSIDERATION OF BILLS ON THIRD READING

H. B. No. 21 was read the third time and placed on its final passage.

On motion of Senator Hinton, *H. B. No. 21* was amended as follows:

Page 1 – Amend the Title by:

Inserting, following 1953:

"AS AMENDED BY CHAPTER 71, LAWS OF UTAH 1955, RELATING TO BRAKE EQUIPMENT ON VEHICLES, AND PROVIDING FOR EQUIPMENT REQUIRED ON VARIOUS VEHICLES, PERFORMANCE STANDARDS AND CONDITION, DELETING PARTS OF CERTAIN SUBSECTIONS AND RENUMBERING OTHERS."

Page 1 – Delete from the Title the following:

"RELATING TO BRAKES – EQUIPMENT REQUIRED – PERFORMANCE STANDARD – CONDITION."

Pages 1 and 2 – Amend 41-6-144 (a) (3) (b) by removing the brackets around said subparagraph and inserting "2000 pounds" in place of "3000 pounds".

Page 2 – Amend 41-6-144 (a) (3) (c) by deleting (b) as inserted by the House of Representatives and restoring (c).

H. B. No. 21 then passed on the following roll call:

Yeas, 18; Nays, 0; Absent, 7.

Those voting in the affirmative were: Senators Ashton, Browning, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Jenkins, Lloyd, Mantes, Memmott, Schmiett, Sowards, Stacey and Mr. President.

Absent and not voting: Senators Barlow, Bullen, Hopkin, Hunter, Kerr, Miller and Steen.

H. B. No. 21 was returned to the House.

On motion of Senator Hafen, the rules were suspended and the Senate voted to reconsider *H. B. No. 130.*

H. B. No. 130 was ordered placed at the head of the Third Reading Calendar.

On motion of Senator Hafen, *H. B. No. 130* was amended as follows:

On page 1, line 3, delete the words "an individual who" and insert in lieu thereof the words "any person, firm, partnership, or corporation which".

H. B. No. 130 then passed on the following roll call:

Yeas, 22; Nays, 0; Absent, 3.

Those voting in the affirmative were: Senators Ashton, Barlow, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter, Jenkins, Kerr, Lloyd, Mantes, Miller, Schmiett, Sowards, Stacey and Mr. President.

Absent and not voting: Senators Browning, Memmott and Steen.

H. B. No. 130 was returned to the House.

H. B. No. 123, having been recalled from the House, was before the Senate on the Third Reading Calendar.

On motion of Senator Grover, the Senate resolved itself into a Committee of the Whole.

Mr. Jay Newman appeared before the Committee of the Whole.

On motion of Senator Clegg, the Committee of the Whole was dissolved.

H. B. No. 123 then passed on the following roll call:

Yeas, 22; Nays, 1; Absent, 2.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter, Jenkins, Kerr, Lloyd, Mantes, Miller, Schmiett, Sowards, Stacey and Mr. President (explained vote).

Voting in the negative was Senator Grover.

Absent and not voting: Senators Memmott and Steen.

H. B. No. 123 was returned to the House.

H. B. No. 124 was read the third time and placed on its final passage.

H. B. No. 124 then passed on the following roll call:

Yeas, 22; Nays, 1; Absent, 2.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter, Jenkins, Kerr, Lloyd, Mantes, Miller, Schmiett, Sowards, Stacey and Mr. President.

Voting in the negative was Senator Grover.

Absent and not voting: Senators Memmott and Steen.

H. B. No. 124 was returned to the House.

SPECIAL ORDER

S. B. No. 129, being a Special Order of Business, was before the Senate.

On the motion of Senator Schmiett, the Senate voted to concur with the House amendments to *S. B. No. 129*.

S. B. No. 129 then passed on the following roll call:

Yeas, 17; Nays, 7; Absent, 1.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Clegg, Cox, Fowles, Grover, Hinton, Hopkin, Jenkins, Kerr, Lloyd, Memmott, Miller, Schmiett, Sowards and Stacey.

Those voting in the negative were: Senators Bullen, Hafen, Hammond, Holman, Hunter, Mantes and Mr. President (explained vote).

Absent and not voting: Senator Steen.

S. B. No. 129 was referred to the Committee on Rules to be enrolled and engrossed.

H. B. No. 147 was read the third time and placed on its final passage.

H. B. No. 147 then passed on the following roll call:

Yeas, 18; Nays, 2; Absent, 5.

Those voting in the affirmative were: Senators Ashton, Barlow, Clegg, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hopkin, Jenkins, Kerr, Lloyd, Memmott, Schmiett, Sowards, Stacey and Mr. President.

Those voting in the negative were: Senators Hunter and Miller.

Absent and not voting: Senators Browning, Bullen, Cox, Mantes and Steen.

H. B. No. 147 was returned to the House.

H. B. No. 74 was read the third time and placed on its final passage.

On motion of Senator Hunter, *H. B. No. 74* retained its position on the Third Reading Calendar.

H. B. No. 271 was read the third time and placed on its final passage.

On motion of Senator Jenkins, the Senate resolved itself into a Committee of the Whole.

Mr. Jay Bingham appeared before the Committee of the Whole.

On motion of Senator Jenkins, the Committee of the Whole was dissolved.

On motion of Senator Jenkins, *H. B. No. 271* retained its position on the Third Reading Calendar.

S. B. No. 254, having been recalled from the House for further consideration was before the Senate on Third Reading.

S. B. No. 254 then passed on the following roll call:

Yeas, 20; Nays, 5; Absent, 0.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Fowles, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter, Jenkins, Kerr, Lloyd, Memmott, Miller, Schmiett, Sowards, Steen and Mr. President.

Those voting in the negative were: Senators Cox, Grover, Mantes, Sowards and Stacey.

S. B. No. 254 was transmitted to the House.

CONSIDERATION OF BILLS ON SECOND READING

On motion of Senator Grover, *H. B. No. 287* was made a Special Order of Business for 2:15 P.M.

On motion of Senator Grover, *H. J. R. No. 16* was made a Special Order of Business for 2:30 P.M.

H. B. No. 153 was read the second time.

On motion of Senator Hinton, the rules were suspended and *H. B. No. 153* was read the third time and placed on its final passage.

H. B. No. 153 then passed on the following roll call:

Yeas, 21; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hunter, Jenkins, Kerr, Lloyd, Mantes, Miller, Schmiett, Sowards, Stacey and Steen.

Absent and not voting: Senators Bullen, Hopkin, Memmott and Mr. President.

H. B. No. 153 was returned to the House.

CONSIDERATION OF BILLS ON THIRD READING

H. B. No. 74, having retained its position on the Third Reading Calendar, was before the Senate.

H. B. No. 74 then passed on the following roll call:

Yeas, 19; Nays, 0; Absent, 6.

Those voting in the affirmative were: Senators Ashton, Barlow, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hunter, Jenkins, Kerr, Mantes, Miller, Schmiett, Sowards, Stacey and Steen.

Absent and not voting: Senators Browning, Bullen, Hopkin, Lloyd, Memmott and Mr. President.

H. B. No. 74 was returned to the House.

CONSIDERATION OF BILLS ON SECOND READING

H. B. No. 154 was read the second time.

On motion of Senator Hafen, the rules were suspended and *H. B. No. 154* was read the third time and placed on its final passage.

H. B. No. 154 then passed on the following roll call:

Yeas, 20; Nays, 2; Absent, 3.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hopkin, Jenkins, Kerr, Lloyd, Mantes, Miller, Schmiett, Sowards and Steen.

Those voting in the negative were: Senators Hunter and Stacey.

Absent and not voting: Senators Bullen, Memmott and Mr. President.

H. B. No. 154 was returned to the House.

H. B. No. 27 was read the second time.

On motion of Senator Ashton, the rules were suspended and *H. B. No. 27* was read the third time and placed on its final passage.

H. B. No. 27 then passed on the following roll call:

Yeas, 20; Nays, 2; Absent, 3.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman,, Hopkin, Jenkins, Kerr, Lloyd, Miller, Schmiett, Sowards, Stacey and Steen.

Those voting in the negative were: Senators Bullen and Hunter.

Absent and not voting: Senators Mantes, Memmott and Mr. President.

H. B. No. 27 was returned to the House.

H. B. No. 50 was read the second time.

On motion of Senator Clegg, the rules were suspended and *H. B. No. 50* was read the third time and placed on its final passage.

H. B. No. 50 then passed on the following roll call:

Yeas, 22; Nays, 0; Absent, 3.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter (explained vote), Jenkins, Kerr, Lloyd, Mantes, Miller, Schmiett, Sowards, Stacey and Steen.

Absent and not voting: Senators Cox, Memmott and Mr. President.

H. B. No. 50 was returned to the House.

H. B. No. 28 was read the second time.

On motion of Senator Hinton, the rules were suspended and *H. B. No. 28* was read the third time and placed on its final passage.

Yeas, 21; Nays, 1; Absent, 3.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Grover, Hafen, Hammond, Hinton, Holman, Hopkin, Jenkins, Kerr, Lloyd, Mantes, Miller, Schmiett, Sowards, Stacey and Steen.

Voting in the negative was Senator Hunter.

Absent and not voting: Senators Fowles, Memmott and Mr. President.

H. B. No. 28 was returned to the House.

COMMUNICATIONS FROM THE HOUSE

March 8, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *S. B. No. 193*, entitled, RECORDING OF RELEASES AND ASSIGNMENTS, and the same is forwarded herewith for transmission to the Governor.

Respectfully,
T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 193 was transmitted to the Governor.

March 8, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *S. B. No. 65*, entitled, CHARGES FOR PUBLICATION OF NOTICES, and the same is forwarded herewith for transmission to the Governor.

Respectfully,
T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 65 was transmitted to the Governor.

March 8, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *S. B. No. 69*, entitled, GROUP LIFE INSURANCE ACT, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 69 was transmitted to the Governor.

March 8, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *S. B. No. 48*, entitled, INTEREST ON PUBLIC FUNDS, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 48 was transmitted to the Governor.

March 8, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *S. B. No. 162*, entitled, APPROPRIATIONS TO EDUCATION UNDER MINERAL LEASING ACT, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 162 was transmitted to the Governor.

March 8, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House,

S. B. No. 70, entitled, FISH AND GAME FUND, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 70 was transmitted to the Governor.

March 8, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *S. C. R. No. 1*, entitled, DOMESTIC INDUSTRY PROTECTION RESOLUTION, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. C. R. No. 1 was transmitted to the Governor.

March 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day recalled *S. B. No. 18*, entitled, TORT CLAIMS ACT, for further consideration.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 18 was ordered transmitted to the House.

CONSIDERATION OF BILLS ON SECOND READING

H. B. No. 269 was read the second time.

On motion of Senator Grover, the rules were suspended and *H. B. No. 269* was read the third time and placed on its final passage.

H. B. No. 269 then passed on the following roll call:

Yeas, 23; Nays, 0; Absent, 2.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman,

Hopkin, Hunter, Jenkins, Kerr, Lloyd, Mantes, Schmiett, Sowards, Stacey, Steen and Mr. President.

Absent and not voting: Senators Memmott and Miller.

H. B. No. 269 was returned to the House.

H. B. No. 71 was read the second time.

Committee report read and adopted.

On motion of Senator Hunter, the rules were suspended and *H. B. No. 71* was read the third time and placed on its final passage.

H. B. No. 71 then passed on the following roll call:

Yeas, 23; Nays, 0; Absent, 2.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter, Jenkins, Kerr, Lloyd, Mantes, Miller, Schmiett, Sowards, Stacey and Steen.

Absent and not voting: Senators Memmott and Mr. President.

H. B. No. 71 was returned to the House.

On the motion of Senator Fowles, the rules were suspended, and the Senate voted to extend their time for the passage of bills beyond noon today.

COMMUNICATIONS FROM THE GOVERNOR

March 9, 1961

Honorable Thorpe Waddingham
President of the Senate
Utah State Legislature

Dear President Waddingham:

In accordance with my constitutional responsibility, I am herewith submitting to your Honorable Body the following name for service on a State Commission, for confirmation:

BANK COMMISSIONER

Spencer C. Taylor, who has been filling an interim appointment for the unexpired term of Seth Young which term expired April 1, 1961. I am

nominating Mr. Taylor for a four-year term to expire April 1, 1965.

Yours sincerely,

GEORGE D. CLYDE,
Governor

Communication referred to Committe on Appointments.

CONSIDERATION OF BILLS ON SECOND READING

H. B. No. 214 was read the second time.

On motion of Senator Clegg, *H. B. No. 214* retained its position on the Second Reading Calendar.

H. B. No. 140 was read the second time.

On motion of Senator Grover, *H. B. No. 140* retained its position on the Second Reading Calendar.

H. B. No. 207 was read the second time.

On motion of Senator Lloyd, the Senate recessed until 1:30 P.M.

AFTERNOON SESSION

The Senate re-assembled.

President Waddingham in the chair.

Roll Call – All Senators present.

COMMUNICATIONS FROM THE HOUSE

March 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *H. B. No. 227*, entitled, DEFICIT APPROPRIATION BILL, and

the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 227 was read the first time and referred to the Sifting Committee.

March 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, *S. B. No. 252* entitled MAINTENANCE – STATE OFFICE BLDGS. and the same is returned herewith for your further action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 252 was referred to the Committee on Rules to be enrolled and engrossed.

March 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, as amended by the House and Senate, *S. B. No. 242*, entitled, STATE PARK INSTALLMENT PURCHASE PLAN, and the same is transmitted herewith for your further action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

On the motion of Senator Hafen, the Senate voted to concur with the amendments of the House to *S. B. No. 242*.

S. B. No. 242 then passed on the following roll call:

Yeas, 21; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Ashton, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter, Jenkins, Lloyd, Mantes, Miller, Schmiett, Sowards, Stacey and Steen.

Absent and not voting: Senators Barlow, Kerr, Memmott and Mr. President.

S. B. No. 242 was referred to the Committee on Rules to be enrolled and engrossed.

March 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, as amended by the Senate and House, *S. B. No. 105*, entitled, UTAH COUNCIL ON YOUTH, and the same is returned herewith for your further aciton.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

On the motion of Senator Ashton, the Senate voted to concur with the House amendments to *S. B. No. 105*.

S. B. No. 105 then passed on the following roll call:

Yeas, 21; Nays, 2; Absent, 2.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter, Kerr, Lloyd, Mantes, Miller, Schmiett, Sowards, Stacey and Steen.

Those voting in the negative were: Senators Grover and Memmott.

Absent and not voting: Senators Jenkins and Mr. President.

S. B. No. 105 was referred to the Committee on Rules to be enrolled and engrossed.

March 8, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day concurred in Senate amendments to *H. B. No. 143* EXCEPTING AROMATIC HYDRO-CARBON FROM DEFINITIONS OF MOTOR FUEL.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

March 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, *S. B. No. 257*, LOAN FOR STATE

BUILDING, and the same is returned herewith for your further action.

Respectfully,
T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 257 was referred to the Committee on Rules to be enrolled and engrossed.

March 8, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, *S. B. No. 256*, STATE BUILDING PROJECT, and the same is returned herewith for your further action.

Respectfully,
T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 256 was referred to the Committee on Rules to be enrolled and engrossed.

March 8, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, as amended by the House, *S. B. No. 43*, entitled, MOTOR VEHICLE REG. FUND – ROADS APPR., and the same is returned herewith for your further action.

Respectfully,
T. H. McMULLIN,
Chief Clerk

Communication filed.

On motion of Senator Miller, the Senate voted to concur with the House amendments to *S. B. No. 43*.

S. B. No. 43 then passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 0.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter, Jenkins, Kerr, Lloyd, Mantes, Memmott, Miller, Schmiett, Sowards, Stacey, Steen and Mr. President.

S. B. No. 43 was referred to the Committee on Rules to be enrolled and engrossed.

March 8, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, as amended by the House, *S. B. No. 71*, entitled, COUNTY OFFICERS' SALARIES, and the same is returned herewith for your further action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

On the motion of Senator Clegg, the Senate voted to concur with the House amendments to *S. B. No. 71*.

S. B. No. 71 then passed on the following roll call:

Yeas, 21; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Ashton, Barlow, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter, Kerr, Mantes, Memmott, Miller, Schmiett, Sowards, Stacey and Mr. President.

Absent and not voting: Senators Browning, Jenkins, Lloyd and Steen.

S. B. No. 71 was referred to the Committee on Rules to be enrolled and engrossed.

March 8, 1961

Mr. President:

I am dirceted to inform your Honorable Body that on the 8th day of March, 1961, the Governor did veto *H. B. No. 23*, HOME SLAUGHTERING, and the House, on reconsideration of *H. B. No. 23*, by a vote of 44 ayes, 15 nays, 5 absent, overrode the Governor's veto, and the same is transmitted herewith for your further action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

President Waddingham, with the aid of five Senators, requested a Call of the Senate.

Senators Browning, Hinton, Hunter, and Lloyd were absent without leave.

On motion of Senator Grover, the Call of the Senate was lifted.

The Senate then passed *H. B. No. 23* over the Governor's veto on the following roll call:

Yeas, 19; Nays, 6; Absent, 0.

Those voting in the affirmative were: Senators Browning, Cox, Grover, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter, Jenkins, Kerr, Mantes, Memmott, Miller, Schmiett, Sowards, Stacey, Steen and Mr. President.

Those voting in the negative were: Senators Ashton, Barlow, Bullen, Clegg, Fowles and Lloyd.

H. B. No. 23 was returned to the House.

CONSIDERATION OF BILLS ON SECOND READING

H. B. No. 214, having retained its position on the Second Reading Calendar, was before the Senate.

On motion of Senator Lloyd, *H. B. No. 214* was tabled.

UNFINISHED BUSINESS

H. B. No. 207, being Unfinished Business, was before the Senate.

On motion of Senator Barlow, *H. B. No. 207* was amended as follows:

The title of the bill, page 1, lines 2 and 3, is amended by deleting the words "AND PUT INTO EXECUTION".

Section 6, page 2 thereof is deleted and the following section substituted therefor:

Section 6. The Authority shall have the power and duty to study the potentialities of the Great Salt Lake as to recreational, tourist, industrial, commercial, archaeological or other uses of the lake which may be beneficial to the development of Great Salt Lake Area and the State of Utah. The Authority shall formulate a long range comprehensive plan for the development of this area and shall give careful consideration to the development of all mainland, islands, minerals and water within the Great Salt Lake meander line established by the U. S. Surveyor General.

The Authority shall have the power to name and appoint a director and staff personnel to assist in the accomplishment of the duties of the Authority. The director will be directly responsible to the Authority and shall work in accordance with their directions.

The Authority shall have all powers necessary and proper for the performance of their duties, including the power to make tests and explorations as they deem necessary.

The Authority will make a report to the Governor and the Legislature as to the results of their study and the proposed long range development program. The Authority will complete their report and program by January 1, 1963, and the same will be presented to the 1963 Legislature.

Section 7, page 4 thereof is hereby amended by deleting Section 7 and the following section is substituted therefor;

Section 7. The Authority shall have the responsibility for planning and programming for the acquisition of lands within the area of the Great Salt Lake and for the protection and maintenance of all areas and resources within the Great Salt Lake area.

Section 8 page 4, is deleted.

Section 9, page 4, line 22 is hereby amended by substituting the figure "200,000.00" and substituting figure "$25,000" therefor.

On motion of Senator Grover, the rules were suspended and *H. B. No. 207* was read the third time and placed on its final passage.

H. B. No. 207 then passed on the following roll call:

Yeas, 22; Nays, 1; Absent, 2.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning (explained vote), Bullen, Clegg, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter, Jenkins (explained vote), Kerr, Lloyd, Mantes, Memmott, Miller, Schmiett, Sowards, and Stacey.

Voting in the negative was Senator Steen.

Absent and not voting: Senators Cox and Mr. President.

H. B. No. 207 was returned to the House.

SPECIAL ORDER

H. B. No. 287, being a Special Order of Business, was before the Senate.

H. B. No. 287 was read the second time.

On motion of Senator Mantes, *H. B. No. 287* was amended as follows:

On page 8, line 33, delete the percentage figure "13.5" and insert in lieu thereof the figure "12".

On motion of President Waddingham, the rules were suspended and *H. B. No. 287* was read the third time and placed on its final passage.

H. B. No. 287 then passed on the following roll call:

Yeas, 23; Nays, 1; Absent, 1.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hopkin, Jenkins, Kerr, Lloyd, Mantes, Memmott, Miller, Schmiett, Sowards, Stacey and Mr. President.

Voting in the negative was Senator Hunter.

Absent and not voting: Senator Steen.

COMMUNICATIONS FROM THE HOUSE

March 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, *H. J. R. No. 28*, A JOINT RESOLUTION OF THE SENATE AND HOUSE OF REPRESENTATIVES PURPOSING A STUDY OF DEDICATED CREDITS OF INSTITUTIONS OF HIGHER LEARNING IN UTAH, by Mr. Sheffield, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. J. R. No. 28 was read the first time.

H. J. R. No. 28 was referred to the Sifting Committee.

March 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, *H. B. No. 286*, by Mr. K. W. Gardner, entitled, SUPPLEMENTAL APPROPRIATION ACT, and the same is transmitted herewith for your action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 286 was read the first time.

H. B. No. 286 was referred to the Sifting Committee.

March 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *S. B. No. 251*, UINTAH BASIN COLLEGE, and the same is forwarded herewith for transmission to the Governor.

Respectfully,
T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 251 was transmitted to the Governor.

March 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *S. B. No. 200*, POWER OF WATER & POWER BOARD, and the same is forwarded herewith for transmission to the Governor.

Respectfully,
T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 200 was transmitted to the Governor.

March 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *S. B. No. 218*, EDUCATIONAL TELEVISION, and the same is forwarded herewith for transmission to the Governor.

Respectfully,
T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 218 was transmitted to the Governor.

March 8, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House,

S. B. No. 173, MARRIAGE COUNSELING, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 173 was transmitted to the Governor.

March 8, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *S. B. No. 134*, STATE HIGHWAY BILL, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 134 was transmitted to the Governor.

March 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *S. B. No. 126*, REMOTE TV LICENSES, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 126 was transmitted to the Governor.

March 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *S. B. No. 104*, STATE LAND LEASING ACT, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 104 was transmitted to the Governor.

March 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *S. C. R. No. 5*, ENACT LEGISLATION REGULATING IMPORTING OF LEAD AND ZINC, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. C. R. No. 5 was transmitted to the Governor.

March 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *S. B. No. 74*, DRIVER'S LICENSE EXAMINERS, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 74 was transmitted to the Governor.

March 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *S. B. No. 78*, PLUMBER ACT, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 78 was transmitted to the Governor.

SPECIAL ORDER

H. J. R. No. 16, being a Special Order of Business, was before the Senate.

H. J. R. No. 16 was read the second time.

On motion of Senator Hinton, the Senate resolved itself into a Committee of the Whole.

Mr. Barry Hutchings and Mr. Gerald Irvine appeared before the Committee of the Whole.

On motion of Senator Hinton, the Committee of the Whole was dissolved.

On motion of Senator Steen, *H. J. R. No. 16* was tabled.

CONSIDERATION OF BILLS ON SECOND READING

H. B. No. 140, having retained its position on the Second Reading Calendar, was before the Senate.

On motion of Senator Hafen, *H. B. No. 140* was tabled.

On the motion of Senator Cox, *H. B. No. 288* was reported out of Sifting Committee and placed at the head of the Second Reading Calendar.

On motion of President Waddingham, the rules were suspended and *H. B. No. 288* was read the second and third times and placed on its final passage.

H. B. No. 288 then passed on the following roll call:

Yeas, 18; Nays, 0; Absent, 7.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Hafen, Hammond, Holman, Hopkin, Lloyd, Mantes, Miller, Schmiett, Sowards, Stacey and Mr. President.

Absent and not voting: Senators Grover, Hinton, Hunter, Jenkins, Kerr, Memmott and Steen.

H. B. No. 288 was returned to the House.

H. B. No. 186 was read the second time.

Committee report read and adopted.

On motion of President Waddingham, the rules were suspended and *H. B. No. 186* was read the third time and placed on its final passage.

H. B. No. 186 then passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 1.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter, Jenkins, Lloyd, Mantes, Memmott, Miller, Schmiett, Sowards, Stacey, Steen and Mr. President.

Absent and not voting: Senator Kerr.

H. B. No. 186 was returned to the House.

The motion by Senator Hinton to lift *H. J. R. No. 16* from the table failed on the following roll call:

Yeas, 9; Nays, 14; Absent, 2.

Those voting in the affirmative were: Senators Clegg, Cox, Grover, Hafen, Hinton, Holman, Jenkins, Miller and Mr. President.

Those voting in the negative were: Senators Ashton, Barlow, Browning, Bullen, Fowles, Hammond, Hopkin, Hunter, Lloyd, Mantes, Schmiett, Sowards, Stacey and Steen.

Absent and not voting: Senators Kerr and Memmott.

On motion of Senator Grover, *H. B. No. 140* was lifted from the table and placed at the head of the Second Reading Calendar.

On motion of Senator Grover, *H. B. No. 140* was amended as follows:

At the end of line 2 of the title, insert the word "AND".

Line 3 of title, strike the figures "20-14-22, AND 20-14-23,".

Line 4, strike all of line 4 of title and all of line 5 of title down to and including "1953,".

Line 2 of body, strike "20-14-".

Line 3 of body, strike "22, 20-14-23" and "and 20-14-21, Utah Code Anno-".

Line 4 of body, strike "tated 1953 as amended by Chapter 37, Laws of Utah 1953,".

On motion of Senator Hafen, *H. B. No. 140* retained its position on the Second Reading Calendar.

On motion of Senator Cox, *H. B. No. 214* was lifted from the table and was before the Senate at the head of the Second Reading Calendar.

On motion of Senator Lloyd, the Senate resolved itself into a Committee of the Whole.

Rep. W. Hughes Brockbank appeared before the Committee of the Whole.

On motion of Senator Clegg, the Committee of the Whole was dissolved.

On motion of Senator Clegg, the rules were suspended and *H. B. No. 214* was read the third time and placed on its final passage.

H. B. No. 214 then passed on the following roll call:

Yeas, 18; Nays, 5; Absent, 2.

Those voting in the affirmative were: Senators Ashton, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Hopkin, Lloyd, Mantes, Miller, Schmiett, Sowards, Stacey and Steen.

Those voting in the negative were: Senators Barlow, Holman, Hunter, Jenkins and Mr. President.

Absent and not voting: Senators Kerr and Memmott.

H. B. No. 214 was returned to the House.

H. B. No. 140, having retained its position on Second Reading Calendar, was before the Senate.

On motion of Senator Hafen, *H. B. No. 140* was amended as follows:

On line 1 of the title, strike "20-14-9, 20-14-10, 20-14-11, 20-14-12,".

On line 2 of the title, strike "20-14-13, 20-14-14, 20-14-15, 20-14-16, 20-14-17,"

On line 1, strike "20-14-9, 20-14-10, 20-14-11, 20-14-12, 20-14-13,".

On line 2, strike "20-14-14, 20-14-15, 20-14-16, 20-14-17".

On motion of Senator Hafen, the rules were suspended and *H. B. No. 140* was read the third time and placed on its final passage.

H. B. No. 140 then passed on the following roll call:

Yeas, 19; Nays, 0; Absent, 6.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Fowles, Grover, Hafen, Hammond, Hinton, Holman,, Hopkin, Hunter, Lloyd, Mantes, Miller, Sowards, Stacey and Mr. President.

Absent and not voting: Senators Cox, Jenkins, Kerr, Memmott, Schmiett and Steen.

H. B. No. 140 was returned to the House.

H. B. No. 110 was read the second time.

On motion of Senator Miller, the rules were suspended and *H. B. No. 110* was read the third time and placed on its final passage.

H. B. No. 110 then passed on the following roll call:

Yeas, 21; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Ashton, Barlow, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter, Lloyd, Mantes, Memmott, Miller, Sowards, Stacey, Steen and Mr. President.

Absent and not voting: Senators Browning, Jenkins, Kerr and Schmiett.

H. B. No. 110 was returned to the House.

H. B. No. 197 was read the second time.

On motion of Senator Clegg, *H. B. No. 197* was amended as follows:

On line 12 of the title, delete the semi-colon at the end of the line and insert a period in lieu thereof.

Strike lines 13 and 14 of the title.

On page 13, strike all of section 20.

On motion of Senator Holman, the rules were suspended and *H. B. No. 197* was read the third time and placed on its final passage.

H. B. No. 197 then passed on the following roll call:

Yeas, 21; Nays, 4; Absent, 0.

Those voting in the affirmative were: Senators Ashton, Browning, Bullen, Clegg, Cox,, Fowles, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter, Jenkins, Kerr, Lloyd, Memmott, Miller, Schmiett, Sowards, Stacey and Mr. President (explained vote).

Those voting in the negative were: Senators Barlow, Grover (explained vote), Mantes and Steen (explained vote).

H. B. No. 197 was returned to the House.

COMMUNICATIONS FROM THE HOUSE

Mr. President: March 9, 1961

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, *S. B. No. 259*, TRANSMISSION

FACILITIES FOR KUED, and the same is returned herewith for your further action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

On the motion of Senator Memmott, the Senate refused to concur with the House amendments on *S. B. No. 259* and asked the House to recede from its amendments.

March 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the Senate and House, *S. B. No. 18*, entitled, TORT CLAIMS ACT, and the same is returned herewith for your further action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

On the motion of Senator Jenkins, the Senate voted to concur with the House amendments to *S. B. No. 18*.

S. B. No. 18 then passed on the following roll call:

Yeas, 15; Nays, 7; Absent, 3.

Those voting in the affirmative were: Senators Ashton, Clegg, Cox, Grover, Hafen, Hammond, Hinton, Holman, Hunter, Jenkins, Lloyd, Mantes, Memmott, Steen and Mr. President.

Those voting in the negative were: Senators Barlow, Fowles (explained vote), Hopkin, Kerr, Miller, Sowards and Stacey.

Absent and not voting: Senators Browning, Bullen, and Schmiett.

S. B. No. 18 was referred to the Committee on Rules to be enrolled and engrossed.

Mr. President: March 9, 1961

I am directed to inform your Honorable Body that the House has this day passed *S. B. No. 80*, entitled, MUNICIPAL RETIREMENT ACT, and the same is returned herewith for your further action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 80 was referred to the Committee on Rules to be enrolled and engrossed.

March 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed S. *B. No. 95*, entitled OIL AND GAS CONSERVATION – MILL LEVY, and the same is returned herewith for your further action.

Respectfully,
T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 95 was referred to the Committee on Rules to be enrolled and engrossed.

March 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the Senate, *S. B. No. 226*, BOARD OF CORRECTION, and the same is returned herewith for your further action.

Respectfully,
T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 226 was referred to the Committee on Rules to be enrolled and engrossed.

March 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *S. B. No. 258*, RELATING TO STATE ROAD COMMISSION LOANS, and the same is returned herewith for your further action.

Respectfully,
T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 258 was referred to the Committee on Rules to be enrolled and engrossed.

March 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed S. *B. No. 231*, entitled, TRANSPORTATION OF COAL, and the

same is returned herewith for your further action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 231 was referred to the Committee on Rules to be enrolled and engrossed.

March 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day concurred in Senate amendments to *H. B. No. 130*, SAFETY CODE IN TRANSPORTING WORKERS.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

March 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day concurred in Senate amendments to *H. B. No. 21*, WEIGHT & BRAKE REQUIREMENT OF TRAILERS.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

March 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 198*, entitled, ANNUITIES FOR WEBER COLLEGE FACULTY, and the same is transmitted herewith for the signature of the President.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 198 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 188*, entitled, INCLUDE WEBER COLLEGE IN FINANCE COMMISSION APPROVAL OF EXPENDITURES BY UNIVERSITIES, and the same is transmitted herewith for the signature of the President.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 188 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 64*, entitled, RAISING MOTOR VEHICLE INSPECTION, and the same is transmitted herewith for the signature of the President.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 64 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 189*, entitled, CHANGING DESIGNATION OF NORMAL SCHOLARSHIPS PERTAINING TO WEBER COLLEGE, and the same is transmitted herewith for the signature of the President.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 189 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 230*, entitled, APPROPRIATION – SCHOOLS FOR THE DEAF AND BLIND, and the same is transmitted herewith for the signature of the President.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 230 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 255*, entitled, WORKMEN'S COMPENSATION, and the same is transmitted herewith for the signature of the President.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 255 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 187*, entitled, INCLUDE WEBER COLLEGE IN BUILDING PROGRAMS OF UNIVERSITIES, and the same is transmitted herewith for the signature of the President.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 187 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 82*, TRANSFER MOTOR FUEL TAXES TO STATE BOATING FUND, and the same is transmitted herewith for the signature of the President.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 82 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 92*, EXECUTION OF DEATH PENALTY, and the same is transmitted herewith for the signature of the President.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 92 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 4*, STATE AND FEDERAL AFFAIRS BOATING ACT, and the same is transmitted herewith for the signature of the President.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 4 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 191*, entitled, BAR TO LIABILITY OF PHYSICIAN GIVING EMERGENCY TREATMENT AT SCENE OF ACCIDENT, and the same is transmitted herewith for the signature of the President.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 191 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 166*, entitled, SHORTER TERMS FOR WATER DISTRICT TRUSTEES, and the same is transmitted herewith for the signature of the President.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 166 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 183*, entitled, APPROPRIATING $84,000.00 FOR COMMUNITY EMPLOYMENT PROGRAMS, and the same is transmitted herewith for the signature of the President.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 183 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed *S. B. No. 172*, entitled, BASIC SCIENCE LAW SECOND EXAMINATION, and the same is returned herewith for your further action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 172 was referred to the Committee on Rules to be enrolled and engrossed.

On motion of Senator Schmiett, the Senate recessed for 20 minutes.

The Senate re-assembled.

On motion of Senator Schmiett, the Senate resolved itself into a Committee of the Whole.

On motion of Senator Schmiett, the Committee of the Whole was dissolved.

COMMUNICATIONS FROM THE GOVERNOR

March 9, 1961

Dear Speaker Dean:

This is to advise that this day Governor Clyde has signed into law the following bills, which have been forwarded to the Secretary of State for filing.

H. B. No. 1

H. B. No. 3

H. B. No. 195

Yours sincerely,

LAURENCE J. BURTON,
Administrative Assistant

cc: Secretary of State
President of Utah Senate

Communication filed.

March 9, 1961

Dear President Waddingham:

This is to advise that this day Governor Clyde has signed into law the following bills, which have been forwarded to the Secretary of State for filing.

S. C. R. 7

S. B. No. 67

Yours sincerely,

LAURENCE J. BURTON,
Administrative Assistant

cc: Secretary of State
Speaker of House of Representatives

Communication filed.

COMMUNICATIONS FROM THE HOUSE

March 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day rejected *S. B. No. 253*, entitled, SALARIES OF APPOINTIVE OFFICERS, and the same is returned herewith for your further action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 253 was ordered filed.

March 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, *S. B. No. 255*, entitled, UNIVERSITY MORTGAGE ACT, and the same is returned herewith for your further action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 255 was referred to the Committee on Rules to be enrolled and engrossed.

March 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, as amended by the Senate, *S. B. No. 149*, entitled, STATE OFFICERS PAY BILL, and the same is returned herewith for your further action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 149 was referred to the Committee on Rules to be enrolled and engrossed.

March 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, *S. B. No. 206*, BUILDINGS & IMPROVEMENTS ON CAPITOL GROUNDS, and the same is returned herewith for your further action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 206 was referred to the Committee on Rules to be enrolled and engrossed.

March 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 20*, entitled, NURSERYMEN FEES, and the same is transmitted herewith for the signature of the President.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 20 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, as amended by the Senate, *S. B.*

No. 187, entitled, UNIFORM SCHOOL RESERVE FUND, and the same is returned herewith for your further action.

Respectfully,
T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 187 was referred to the Committee on Rules to be enrolled and engrossed.

March 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 109*, entitled, BURIAL OF VETERANS, and the same is transmitted herewith for the signature of the President.

Respectfully,
T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 109 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 143*, entitled, EXCEPTING AROMATIC HYDRO-CARBON FROM DEFINITIONS OF MOTOR FUEL, and the same is transmitted herewith for the signature of the President.

Respectfully,
T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 143 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

REPORTS OF STANDING COMMITTEES

March 9, 1961

Mr. President:

Your Committee on Rules to which has been referred *S. B. No. 105* pertaining to UTAH COUNCIL ON YOUTH, has examined and carefully com-

pared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,
HAVEN J. BARLOW,
Chairman

Report filed.

S. B. No. 105 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 9, 1961

Mr. President:

Your Committee on Rules to which has been referred *S. B. No. 172*, pertaining to, BASIC SCIENCE LAW SECOND EXAMINATION, has examined and carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,
HAVEN J. BARLOW,
Chairman

Report filed.

S. B. No. 172 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 9, 1961

Mr. President:

Your Committee on Rules to which has been referred *S. B. No. 226*, pertaining to BOARD OF CORRECTION, has examined and carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,
HAVEN J. BARLOW,
Chairman

Report filed.

S. B. No. 226 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 9, 1961

Mr. President:

Your Committee on Rules to which has been referred *S. B. No. 71*, pertaining to COUNTY OFFICERS' SALARIES, has examined and carefully

compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,
HAVEN J. BARLOW,
Chairman

Report filed.

S. B. No. 71 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 9, 1961

Mr. President:

Your Committee on Rules to which has been referred *S. B. No. 36*, pertaining to AGRICULTURAL PRODUCT LICENSING has examined and carefully compared the bill as passed wtih the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,
HAVEN J. BARLOW,
Chairman

Report filed.

S. B. No. 36 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 9, 1961

Mr. President:

Your Committee on Rules to which has been referred *S. C. R. No. 6*, pertaining to OPPOSING NATIONAL WILDERNESS, has examined and carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,
HAVEN J. BARLOW,
Chairman

Report filed.

S. C. R. No. 6 was signed by the Persident in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 9, 1961

Mr. President:

Your Committee on Rules to which was referred *S. B. No. 257*, pertaining to LOAN FOR STATE BUILDING, has been examined and care-

fully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,
HAVEN J. BARLOW,
Chairman

Report filed.

S. B. No. 257 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 9, 1961

Mr. President:

Your Committee on Rules to which has been referred *S. B. No. 90*, pertaining to COLUMBIA INTERSTATE COMPACT, has examined and carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,
HAVEN J. BARLOW,
Chairman

Report filed.

S. B. No. 90 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 9, 1961

Mr. President:

Your Committee on Rules to which has been referred *S. B. No. 190*, pertaining to POWER AND AUTHORITY OF STATE SECURITY COMMISSION, has examined and carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,
HAVEN J. BARLOW,
Chairman

Report filed.

S. B. No. 190 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 9, 1961

Mr. President:

Your Committee on Rules to which has been referred *S. B. No. 129*, pertaining to SWEET CREAM BUTTER, has examined and carefully compared

the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,
HAVEN J. BARLOW,
Chairman

Report filed.

S. B. No. 129 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 9, 1961

Mr. President:

Your Committee on Rules to which has been referred *S. B. No. 256*, pertaining to STATE BUILDING PROJECT, has examined and carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,
HAVEN J. BARLOW,
Chairman

Report filed.

S. B. No. 256 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 9, 1961

Mr. President:

Your Committee on Rules to which has been referred *S. B. No. 30*, pertaining to UTAH SCHOOL EMPLOYEES' RETIREMENT ACT. CONT., has examined and carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,
HAVEN J. BARLOW,
Chairman

Report filed.

S. B. No. 30 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 9, 1961

Mr. President:

Your Committee on Rules to which has been referred *S. B. No. 242*, pertaining to STATE PARK INSTALLMENT PURCHASE PLAN, has examined

and carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,
HAVEN J. BARLOW,
Chairman

Report filed.

S. B. No. 242 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 9, 1961

Mr. President:

Your Committee on Rules to which has been referred *S. B. No. 43*, pertaining to MOTOR VEHICLE REG. FUND-ROADS APPR., has examined and carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,
HAVEN J. BARLOW,
Chairman

Report filed.

S. B. No. 43 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 9, 1961

Mr. President:

Your Committee on Rules to which has been referred *S. B. No. 252*, pertaining to MAINTENANCE – STATE OFFICE BLDGS., has examined and carefully compared the bill as passed wtih the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,
HAVEN J. BARLOW,
Chairman

Report filed.

S. B. No. 252 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 9, 1961

Mr. President:

Your Committee on Rules to which has been referred *S. B. No. 258*, pertaining to STATE ROAD COMMISSION LOANS, has examined and carefully

compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,
HAVEN J. BARLOW,
Chairman

Report filed.

S. B. No. 258 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 9, 1961

Mr. President:

Your Committee on Rules to which has been referred *S. B. No. 95*, pertaining to OIL AND GAS CONSERVATION – MILL LEVY, has examined and carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct and returns the same for the signature of the President.

Respectfully,
HAVEN J. BARLOW,
Chairman

Report filed.

S. B. No. 95 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 9, 1961

Mr. President:

Your Committee on Rules begs leave to report the following expenditures incurred by the Utah State Senate during the last thirty days.

Respectfully submitted,
HAVEN J. BARLOW,
Chairman

Report adopted and filed.

CONSIDERATION OF BILLS ON SECOND READING

H. B. No. 271, having retained its position on the Third Reading Calendar, was before the Senate.

H. B. No. 271 then passed on the following roll call:

Yeas, 16; Nays, 0; Absent, 9.

Those voting in the affirmative were: Senators Ashton, Browning, Clegg, Cox, Grover, Hammond, Hinton, Holman, Hopkin, Hunter, Kerr, Memmott, Miller, Schmiett, Stacey and Mr. President.

Absent and not voting: Senators Barlow, Bullen, Fowles, Hafen, Jenkins, Lloyd, Mantes, Sowards and Steen.

H. B. No. 271 was returned to the House.

On motion of Senator Kerr, the Senate recessed until 7:30 P.M.

EVENING SESSION

The Senate re-assembled.

INTRODUCTION OF BILLS

On motion of Senator Jenkins, and with the unanimous consent of the Senate, the following bill was introduced.

S. B. No. 260 By Messrs. Jenkins, Waddingham and Miller

AN ACT AMENDING SECTIONS 53-11-23 AND 53-11-40, UTAH CODE ANNOTATED 1953, AS ENACTED BY CHAPTER 82, LAWS OF UTAH 1959, AND ENACTING SECTIONS 53-11-41, 53-11-42, 53-11-43, 53-11-44, 53-11-45, 53-11-46, 53-11-47, 53-11-48, 53-11-49, 35-11-50 AND 53-11-51; PROVIDING FOR STATE BUILDING AID TO QUALIFIED SCHOOL DISTRICTS TO MEET SCHOOL BUILDING NEEDS SPECIFYING THE STANDARDS OF ELIGIBILITY AND QUALIFICATIONS OF DISTRICTS WHICH MAY PARTICIPATE IN FUNDS PROVIDED BY THE STATE FOR THE PURPOSE OF ASSISTING DISTRICTS IN MEETING CAPITAL OUTLAY AND DEBT SERVICE REQUIREMENTS, PRESCRIBING THE METHOD OF APPORTIONING STATE FUNDS FOR BUILDING AID, APPROPRIATING FOUR MILLION NINETY-NINE THOUSAND AND NINE HUNDRED AND NINETY-EIGHT DOLLARS FOR STATE BUILDING AID TO SCHOOL DISTRICTS, PROVIDING FOR THE METHOD OF ALLOCATING ANY FEDERAL BUILDING FUNDS RECEIVED BY THE STATE AND REPEALING SECTIONS 53-11-8, 53-11-9, 53-11-10, 53-11-11, 53-11-12, 53-11-13, 53-11-14, 53-11-15, 53-11-16, 53-11-17, 53-11-18, 53-11-19 AND 53-11-20, UTAH CODE AN-

NOTATED 1953, AS ENACTED BY CHAPTER 95, LAWS OF UTAH 1957, AND SECTIONS 53-11-39, 53-11-41, 53-11-42, 53-11-43, 53-11-44, 53-11-45, 43-11-46, 53-11-47, 53-11-48 AND 53-11-49, UTAH CODE ANNOTATED 1953, AS ENACTED BY CHAPTER 82, LAWS OF UTAH 1959.

S. B. No. 260 was read the first time.

On motion of Senator Jenkins, the rules were suspended and *S. B. No. 260* was read the second and third times and placed on its final passage.

S. B. No. 260 then passed on the following roll call:

Yeas, 15; Nays, 9; Absent, 1.

Those voting in the affirmative were: Senators Barlow, Browning, Cox, Fowles, Grover, Hinton, Holman, Hopkin, Jenkins, Mantes, Memmott, Miller, Schmiett, Sowards and Mr. President.

Those voting in the negative were: Senators Bullen, Clegg, Hafen, Hammond, Hunter, Kerr, Lloyd, Stacey and Steen.

Absent and not voting: Senator Ashton.

S. B. No. 260 was transmitted to the House.

COMMUNICATIONS FROM THE HOUSE

March 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, as amended by the Senate, *S. B. No. 159*, entitled, RETAIL MOTOR FUEL VENDORS' PRICE POSTING ACT., and the same is returned herewith for your further action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 159 was referred to the Committee on Rules to be enrolled and engrossed.

March 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day rejected *S. B. No. 140*, SALARIES OF OFFICERS OF NATIONAL

GUARD, and the same is returned herewith for your further action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 140 was ordered filed.

March 9, 1961

Mr. President:

I am directed to request your Honorable Body to return to the House *S. B. No. 140* entitled SALARIES OF OFFICERS OF NATIONAL GUARD.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 140 was returned to the House.

March 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day recalled *S. B. No. 253* titled SALARIES OF APPOINTIVE OFFICERS for further consideration.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 253 was returned to the House.

REPORTS OF SPECIAL COMMITTEES

March 9, 1961

Mr. President:

Your Sifting Committee reports out the following bills to take their place on the Second Reading Calendar in the order named:

H. B. Nos. 281, 222, 252, 162, 117, 172,

S. B. No. 130,

H. B. Nos. 194, 220, 206, 159, 227, 286.

Respectfully,

R. LAVAUN COX,
Chairman

Report adopted and filed.

PRESENTATION OF RESOLUTIONS

On the motion of Senator Hinton, and with the unanimous consent of the Senate, the following resolution was presented.

S. J. R. No. 23 By Messrs. Hinton and Hafen

A RESOLUTION OF THE SENATE OF THE 34TH LEGISLATURE OF THE STATE OF UTAH MAKING ASSIGNMENTS OF STUDY TO THE UTAH LEGISLATIVE COUNCIL AND REQUESTING A REPORT TO THE 35TH LEGISLATURE.

S. J. R. No. 23 was read the first time.

On motion of Senator Grover, the rules were suspended and *S. J. R. No. 23* was read the second and third times and placed on its final passage.

S. J. R. No. 23 then passed on the following roll call:

Yeas, 23; Nays, 0; Absent, 2.

Those voting in the affirmative were: Senators Barlow, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter, Jenkins, Lloyd, Mantes, Memmott, Miller, Schmiett, Sowards, Stacey, Steen and Mr. President.

Absent and not voting: Senators Ashton and Kerr.

S. J. R. No. 23 was transmitted to the House.

CONSIDERATION OF BILLS ON SECOND READING

On the motion of Senator Grover, the rules were suspended, and *H. B. No. 227* was placed at the head of the calendar.

H. B. No. 227 was read the second time.

On motion of Senator Hafen, the Senate resolved itself into a Committee of the Whole.

Mr. Lewis Lloyd appeared before the Committee of the Whole.

On motion of Senator Hafen, the Committee of the Whole was dissolved.

On motion of Senator Cox, the rules were suspended and *H. B. No. 227* was read the third time and placed on its final passage.

H. B. No. 227 then passed on the following roll call:

Yeas, 23; Nays, 0; Absent, 2.

Those voting in the affirmative were: Senators Barlow, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter, Jenkins, Kerr, Lloyd, Mantes, Miller, Schmiett, Sowards, Stacey, Steen and Mr. President.

Absent and not voting: Senators Ashton and Memmott.

H. B. No. 227 was returned to the House.

H. B. No. 125 was read the second time.

On motion of Senator Fowles, the Senate resolved itself into a Committee of the Whole.

A. L. Scoville appeared before the Committee of the Whole.

On motion of Senator Fowles, the Committee of the Whole was dissolved.

H. B. No. 125 then failed to place on the Third Reading Calendar on the following roll call:

Yeas, 3; Nays, 19; Absent, 3.

Those voting in the affirmative were: Senators Fowles, Hopkin and Steen (explained vote).

Those voting in the negative were: Senators Barlow, Browning, Bullen, Clegg, Cox, Grover, Hafen, Hammond, Hinton, Holman, Hunter, Kerr, Lloyd, Memmott, Miller, Sowards, Stacey and Mr. President.

Absent and not voting: Senators Jenkins, Mantes and Schmiett.

H. B. No. 125 was returned to the House.

On motion of Senator Grover, the rules were suspended and the Senate voted to reconsider *H. B. No. 287.*

On motion of Senator Grover, *H. B. No. 287* was amended as follows:

On page 8, line 33, the figure "12" was stricken and the figure "13" inserted in lieu thereof.

H. B. No. 287 then passed on the following roll call:

Yeas, 21; Nays, 2; Absent, 2.

Those voting in the affirmative were: Senators Barlow, Browning, Bullen, Clegg, Cox, Grover, Hafen, Hammond, Hinton, Holman, Hopkin, Jenkins, Kerr, Lloyd, Mantes, Memmott, Miller, Schmiett, Sowards, Stacey and Mr. President.

Those voting in the negative were Senators Hunter (explained vote) and Steen.

Absent and not voting: Senators Ashton and Fowles.

H. B. No. 287 was returned to the House.

Upon motion of Senator Hopkin, *H. B. No. 286* was made a Special Order.

REPORTS OF SPECIAL COMMITTEES

March 9, 1961

Mr. President:

Your Sifting Committee reports out the following bills to take their place on the Second Reading Calendar in the order named:

S. B. Nos. 85, 238.

Respectfully,

R. LAVAUN COX,
Chairman

Report adopted and filed.

CONSIDERATION OF BILLS ON SECOND READING

On the motion of Senator Grover, *S. B. Nos. 85* and *238* were placed at the head of the Second Reading Calendar.

S. B. No. 85 was read the second time.

Committee report read and adopted.

On motion of President Waddingham, the rules were suspended and *S. B. No. 85* was read the third time and placed on its final passage.

On motion of President Waddingham, *S. B. No. 85* was made a Special Order of Business to be called up later.

On motion of Senator Cox, *S. B. No. 238* was made a Special Order of Business to follow the special order of *S. B. No. 85*.

H. B. No. 226 was read the second time.

On motion of Senator Miller, the Senate resolved itself into a Committee of the Whole.

Mr. Ray L. Thomas appeared before the Committee of the Whole.

On motion of Senator Hinton, the Committee of the Whole was dissolved.

On motion of Senator Steen, *H. B. No. 226* was tabled.

On the motion of Sentaor Lloyd, *S. J. R. No. 21* was placed on the Third Reading Calendar.

On motion of Senator Lloyd, *S. J. R. No. 21* was amended as follows:

(1) Delete full title of resolution and substitute "A JOINT RESOLUTION MEMORIALIZING THE CONGRESS OF THE UNITED STATES TO STUDY TO DETERMINE WHETHER A NATIONAL FUEL POLICY IS NEEDED RELATIVE TO ALL ENERGY RESOURCES.

(2) Delete the words "the" in the first line of the second paragraph and substitute the word "a" therefor so that this line would read as follows:

> WHEREAS, the vital importance of coal as (the) a primary energy fuel upon which the Nation can rely for centuries to come, we should re-affirm the necessity for safeguarding coal productive capacity and a transportation industry which is at all times equipped to handle coal production; and".

(3) Delete the entire third paragraph which reads as follows:
"WHEREAS, it must not be overlooked that the availability factor for oil and gas quickly reaches the danger point in national emergencies and natural gas is committed beyond its ability to meet emergency needs or unusually severe weather requirements; and".

(4) Delete the word "every" paragraph 6 and insert "several".

(5) Delete in the seventh paragraph "established a" and insert "a study of a".

(6) Delete in the eighth paragraph the word "natural gas is required" and insert "energy fuels could result".

(7) Add the following paragraph just before the last paragraph of the resolution:

> "BE IT FURTHER RESOLVED THAT UTAH, as a state possessing several diversified fuels industries, does not by this resolution advocate at this time any legislation or regulation allocating or attempting to allocate any market to any fuel or in any manner determining or dictating what fuel any given user shall utilize, until results of such a study are reported to this body indicating such a need."

S. J. R. No. 21 then passed on the following roll call:

Yeas, 23; Nays, 0; Absent, 2.

Those voting in the affirmative were: Senators Ashton, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hammond, Hinton, Holman, Hopkin, Hunter, Jenkins, Kerr, Lloyd, Mantes, Memmott, Miller, Schmiett, Sowards, Stacey, Steen and Mr. President.

Absent and not voting: Senators Barlow and Hafen.

S. J. R. No. 21 was transmitted to the House.

CONSIDERATION OF BILLS ON SECOND READING

H. B. No. 127 was read the second time.

Committee report read and adopted.

On motion of Senator Miller, the rules were suspended and *H. B. No. 127* was read the third time and placed on its final passage.

H. B. No. 127 then passed on the following roll call:

Yeas, 23; Nays, 0; Absent, 2.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter, Jenkins, Kerr, Lloyd, Mantes, Miller, Schmiett, Sowards, Stacey and Steen.

Absent and not voting: Senators Memmott and Mr. President.

H. B. No. 127 was returned to the House.

H. B. No. 128 was read the second time.

Committee report read and adopted.

H. B. No. 129 was read the second time.

Committee report read and adopted.

On motion of Senator Fowles, the rules were suspended and *H. B. No. 128* was read the third time and placed on its final passage.

On motion of Senator Fowles, the rules were suspended and *H. B. No. 129* was read the third time and placed on its final passage.

H. B. No. 128 then passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 0.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton,, Holman, Hopkin, Hunter, Jenkins, Kerr, Lloyd, Mantes, Memmott, Miller, Schmiett, Sowards, Stacey, Steen and Mr. President.

H. B. No. 128 was returned to the House.

H. B. No. 129 then passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 0.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter, Jenkins, Kerr, Lloyd, Mantes, Memmott, Miller, Schmiett, Sowards, Stacey, Steen and Mr. President.

H. B. No. 129 was returned to the House.

On the motion of Senator Miller, the enacting clause was stricken on S. B. Nos. 17, 26, 35, 44, 52, 59, 60, 61, 75, 83, 93, 99, 100, 108, 109, 110, 111, 114, 118, 119, 120, 121, 124, 125, 127, 128, 131, 133, 137, 138, 142, 144, 146, 153, 154, 157, 158, 161, 163, 165, 167, 171, 175, 176, 177, 182, 183, 184, 185, 186, 188, 194, 196, 197, 198, 199, 202, 205, 207, 209, 210, 211, 212, 219, 220, 221, 222, 223, 225, 228, 229, 230, 232, 233, 235, 241, 243, 247, 248 and 249; H. B. Nos. 8, 11, 29, 30, 35, 39, 57, 73, 76, 95, 98, 99, 101, 113, 117, 118, 133, 137, 150, 152, 158, 162, 164, 169, 172, 194, 204, 205, 222, 224, 240, 241, 244, 246, 247, 248, 252, 259, 266, 278, 279, 283 and 284; H. J. R. Nos. 17 and 21; H. C. R. No. 5; S. J. R. Nos. 4, 5, 7, 11, 12, 14, 16, 17, 18.

On motion of Senator Hafen, S. R. No. 1, S. B. Nos. 23, 38, 72, 94, 191, 192, 201, 234, H. B. Nos. 93, 226, H. J. R. Nos. 6 and 16 were lifted from the table.

On motion of Senator Hopkin, the enacting clause was stricken from S. R. No. 1, S. B. Nos. 23, 38, 72, 94, 191, 192, 201, 234, H. B. Nos. 93, 226, H. J. R. Nos. 6 and 16.

CONSIDERATION OF BILLS ON SECOND READING

S. B. No. 130 was read the second time.

Committee report read and adopted.

On motion of President Waddingham, the rules were suspended and *S. B. No. 130* was read the third time and placed on its final passage.

S. B. No. 130 then passed on the following roll call:

Yeas, 24; Nays, 1; Absent, 0.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter, Jenkins, Kerr, Lloyd, Mantes, Memmott, Miller, Schmiett, Sowards, Stacey and Mr. President.

Voting in the negative was Senator Steen.

S. B. No. 130 was transmitted to the House.

On motion of Senator Cox, the Senate sauntered.

The Senate re-assembled.

REPORTS OF STANDING COMMITTEES

March 9, 1961

Mr. President:

Your Committee on Rules to which has been referred *S. B. No. 159*, pertaining to RETAIL MOTOR FUEL VENDORS' PRICE POSTING ACT, has examined and carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,
HAVEN J. BARLOW,
Chairman

Report filed.

S. B. No. 159 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 9, 1961

Mr. President:

Your Committee on Rules to which has been referred *S. B. No. 18*, pertaining to TORT CLAIMS ACT, has examined and carefully compared the

bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,
HAVEN J. BARLOW,
Chairman

Report filed.

S. B. No. 18 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 9, 1961

Mr. President:

Your Committee on Rules to which has been referred *S. B. No. 149* pertaining to STATE OFFICERS PAY BILL, has examined and carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,
HAVEN J. BARLOW,
Chairman

Report filed.

S. B. No. 149 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 9, 1961

Mr. President:

Your Committee on Rules to which has been referred *S. B. No. 187*, pertaining to UNIFORM SCHOOL RESERVE FUND, has examined and carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,
HAVEN J. BARLOW,
Chairman

Report filed.

S. B. No. 187 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 9, 1961

Mr. President:

Your Committee on Rules to which has been referred *S. B. No. 206*, pertaining to BUILDING & IMPROVEMENTS ON CAPITOL GROUNDS,

has examined and carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,
HAVEN J. BARLOW,
Chairman

Report filed.

S. B. No. 206 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 9, 1961

Mr. President:

Your Committee on Rules to which has been referred *S. B. No. 80*, pertaining to MUNICIPAL RETIREMENT ACT, has examined and carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,
HAVEN J. BARLOW,
Chairman

Report filed.

S. B. No. 80 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 9, 1961

Mr. President:

Your Committee on Rules to which has been referred *S. B. No. 255*, pertaining to UNIVERSITY MORTGAGE ACT, has examined and carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,
HAVEN J. BARLOW,
Chairman

Report filed.

S. B. No. 255 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 9, 1961

Mr. President:

Your Committee on Rules to which has been referred *S. B. No. 231*, pertaining to TRANSPORTATION OF COAL, has examined and carefully com-

pared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,

HAVEN J. BARLOW,
Chairman

Report filed.

S. B. No. 231 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

REPORTS OF SPECIAL COMMITTEES

March 9, 1961

Mr. President:

Your Sifting Committee reports out the following bills to take their place on the Second Reading Calendar in the order named:

H. B. Nos. 220, 206, 159, 281.

Respectfully,

R. LA VAUN COX,
Chairman

Report adopted and filed.

On motion of Senator Kerr, the Senate sauntered.

The Senate re-assembled.

COMMUNICATIONS FROM THE HOUSE

March 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed under suspension of the rules, *S. B. No. 148*, entitled, UNIFORM ACT FOR SIMPLIFICATION OF FIDUCIARY SECURITY TRANSFERS, and the same is returned herewith for your further action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 148 was referred to the Committee on Rules to be enrolled and engrossed.

March 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, *S. J. R. No. 23*, A JOINT RESOLUTION OF THE 34TH LEGISLATURE OF THE STATE OF UTAH MAKING ASSIGNMENTS OF STUDY TO THE UTAH LEGISLATIVE COUNCIL AND REQUESTING A REPORT TO THE #35TH LEGISLATURE, and the same is returned herewith for your further action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. J. R. No. 23 was referred to the Committee on Rules to be enrolled and engrosed.

March 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, as amended by the Senate and House, *S. B. No. 16*, entitled, SALARIES OF JUDGES, and the same is returned herewith for your further action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

On the motion of Senator Grover, the Senate voted to concur with the House amendments on *S. B. No. 16*.

S. B. No. 16 then passed on the following roll call:

Yeas, 22; Nays, 0; Absent, 3.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hunter, Jenkins, Kerr, Lloyd, Memmott, Miller, Schmiett, Sowards, Stacey, and Mr. President.

Absent and not voting: Senators Hopkin, Mantes and Steen.

S. B. No. 16 was referred to the Committee on Rules to be enrolled and engrossed.

March 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed under suspension of the rules, as amended by the Senate and

House, *S. B. No. 253*, entitled, SALARIES OF APPOINTIVE OFFICERS, and the same is returned herewith for your further action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

On the motion of Senator Grover, the Senate voted to concur with the House amendments on *S. B. No. 253*.

S. B. No. 253 then passed on the following roll call:

Yeas, 23; Nays, 0; Absent, 2.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hunter, Jenkins, Kerr, Lloyd, Memmott, Miller, Schmiett, Sowards, Stacey, Steen and Mr. President.

Absent and not voting: Senators Hopkin and Mantes.

S. B. No. 253 was referred to the Committee on Rules to be enrolled and engrossed.

March 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, as amended by the Senate and House, *S. B. No. 140*, entitled, SALARIES OF OFFICERS OF NATIONAL GUARD, and the same is returned herewith for your further action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

On motion of Senator Jenkins, the Senate voted to concur with the House amendments on *S. B. No. 140*.

S. B. No. 140 then passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 1.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hafen, Hammond, Hinton, Holman, Hopkin, Hunter, Jenkins, Kerr, Lloyd, Memmott, Miller, Schmiett, Sowards, Stacey, Steen and Mr. President.

Absent and not voting: Senator Mantes.

S. B. No. 140 was referred to the Committee on Rules to be enrolled and engrosed.

SPECIAL ORDER

S. B. No. 85, being a Special Order of Business, was before the Senate on Third Reading.

On motion of Senator Jenkins, *S. B. No. 85* was amended as follows:

Line 7 of Title. Add the following words: AND AMENDING SECTION 59-15-21, UTAH CODE ANNOTATED 1953, AS AMENDED BY CHAPTER 125, LAWS OF UTAH 1955, RELATING TO DISPOSITION OF REVENUE.

Page 3, between lines 15 and 16, add the following section:

Section 3. Section 59-15-21, Utah Code Annotated 1953, as amended by Chapter 125 Laws of Utah 1955, is amended to read:

59-15-21. All revenue collected or received by the state tax commission from the licenses and taxes imposed by this act shall be deposited daily with the state treasurer to be credited by him eighty six and two-thirds percent (86⅔%) to the state general fund and thirteen and one-third percent (13⅓%) to the Uniform School Fund to support the state defined minimum school program.

Page 3, line 16, change "Section 3." to read "Section 4."

S. B. No. 85 then passed on the following roll call:

Yeas, 13; Nays, 11; Absent, 1.

Those voting in the affirmative were: Senators Browning, Cox, Fowles, Grover, Hinton, Holman, Hopkin, Jenkins (explained vote), Memmott (explained vote), Miller, Schmiett, Sowards and Mr. President.

Those voting in the negative were: Senators Ashton, Barlow, Bullen, Clegg, Hafen, Hammond, Hunter, Kerr, Lloyd (explained vote), Stacey and Steen.

Absent and not voting: Senator Mantes.

S. B. No. 85 was transmitted to the House.

COMMUNICATIONS FROM THE HOUSE

March 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the House refused to recede from its amendment to *S. B. No. 259*, entitled, APPROPRIATING FOR TELEVISION STATION KUED, and has appointed a Conference Committee consisting of Representatives K. S. Gardner, Costello, Foxley to act

with a like committee from the Senate on this bill.

Respectfully,
T. H. McMULLIN,
Chief Clerk

Communication filed.

President Waddingham appointed a conference committee consisting of Senators Memmott, Hinton, and Hafen to act with a like committee from the House on *S. B. No. 259.*

March 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *S. B. No. 242,* STATE PARK INSTALLMENT PURCHASE PLAN, and the same is forwarded herewith for transmission to the Governor.

Respectfully,
T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 242 was transmitted to the Governor.

SPECIAL ORDER

S. B. No. 238, being a Special Order of Business, was before the Senate.

S. B. No. 238 was read the second time.

Committee report read and adopted.

On motion of Senator Hinton, *S. B. No. 238* was amended as follows:

On line 2 of the title following the figure "2%" insert the words, "BUT NOT TO EXCEED $50 PER QUARTER".

On line 6, following the word "cent" insert the words "but not to exceed $50 per quarter".

On motion of Senator Hunter, the rules were suspended and *S. B. No. 238* was read the third time and placed on its final passage.

S. B. No. 238 then passed on the following roll call:

Yeas, 21; Nays, 2; Absent, 2.

Those voting in the affirmative were: Senators Barlow, Browning, Bullen, Clegg, Cox (explained vote), Fowles, Grover, Hafen, Hinton, Holman, Hopkin, Hunter, Jenkins, Kerr (explained vote), Lloyd, Memmott, Miller, Schmiett, Sowards, Stacey and Mr. President.

Those voting in the negative were: Senators Ashton and Hammond.

Absent and not voting: Senators Mantes and Steen.

S. B. No. 238 was transmitted to the House.

COMMUNICATIONS FROM THE HOUSE

March 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day concurred in Senate amendments to *H. B. No. 287*, entitled, MINIMUM SCHOOL FINANCE ACT.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

March 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day refused to concur in the Senate amendments to *H. B. No. 84*, entitled, NEW WELFARE ACT, and requests the Senate to recede from its amendments.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

On the motion of Senator Hafen, the Senate refused to recede from its amendments to *H. B. No. 84.*

Presiednt Waddingham appointed a conference committee consisting of Senators Grover, Hopkin, and Hunter to act wth a like committee from the House on *H. B. No. 84.*

SPECIAL ORDER

H. B. No. 286, being *a* Special Order of Business, was before the Senate.

H. B. No. 286 was read the second time.

On motion of Senator Lloyd, the Senate sauntered.

The Senate re-assembled.

Senator Hinton, with the aid of five Senators, requested a Call of the Senate.

Sentors Kerr, Hopkin, Hafen, Steen, Memmott, Jenkins, Miller, and Fowles were absent without leave.

On motion of Sentaor Cox, the Call of the Senate was lifted.

COMMUNICATIONS FROM THE HOUSE

March 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day concurred in Senate amendments to *H. B. No. 197*, entitled, INDUSTRIAL DEVELOPMENT BOARD.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

March 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day concurred in Senate amendments to *H. B. No. 140*, entitled, REPEAL NEED TO FILE CAMPAIGN EXPENSES.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

March 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 28*, entitled, STATE LAW LIBRARY, and the same is transmitted herewith for the signature of the President.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 28 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 50*, entitled, COMPENSATION OF COURT REPORTERS, and the same is transmitted herewith for the signature of the President.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 50 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 121*, entitled, EXTENDING TIME FOR DOMESTIC INSURANCE COMPANIES TO INCREASE STOCK, and the same is transmitted herewith for he signature of the President.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 121 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 103*, entitled, UTAH COORDINATING COUNCIL OF AGING, and the same is transmitted herewith for the signature of the President.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 103 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 91*, entitled, SANITARY DRINKING CUPS AND FIRST AID ON CABOOSES, and the same is transmitted herewith for the signature of the President.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 91 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 130*, entitled, SAFETY CODE IN TRANSPORTING WORKERS, and the same is transmitted herewith for the signature of the President.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 130 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 282*, entitled, APPROPRIATIONS, and the same is transmitted herewith for the signature of the President.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 282 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 154*, entitled, INCREASE SALARIES OF DISTRICT ATTORNEYS, and the same is transmitted herewith for the signature of the President.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 154 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day rejected *S. J. R. 21*, A JOINT RESOLUTION MEMORIALIZING THE CONGRESS OF THE UNITED STATES TO STUDY TO DETERMINE WHETHER A NATIONAL FUEL POLICY IS NEEDED RELATIVE TO ALL ENERGY RESOURCES, and the same is returned herewith for your further action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. J. R. No. 21 was ordered filed.

March 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, as amended by the Senate, *S. B. No. 85*, SALES TAX ACT, and the same is returned herewith for your further action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

March 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day rejected *S. B. No. 130*, STATE BUDGET DIRECTOR, and the same is

returned herewith for your further action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 130 was ordered filed.

On the motion of Senator Cox, the Senate went into Executive Session.

On motion of Senator Cox, the Senate went into Regular Session.

On the motion of Senator Cox, the Senate did advise and consent to the following Governor's appointments.

DEPARTMENT OF AGRICULTURE

Alden K. Barton

For a six-year term to expire March 1, 1967

BUILDING BOARD

James H. C. West

For a six-year term to expire April 1, 1967

INSTITUTE OF FINE ARTS

Dr. C. Lowell Lees

Conrad B. Harrison

Raymond J. Ashton

For four-year terms to expire June 30, 1965

Mrs. Margaret Smith Beecher

For a four-year term to expire June 30, 1965

HISTORICAL SOCIETY

Dr. Leland H. Creer

Nicolas G. Morgan, Sr.

For four-year terms to expire April 1, 1965

Dr. Dello G. Dayton

Jack Goodman

For four-year terms to expire April 1, 1965

LAND BOARD

M. V. Hatch

For a six-year term to expire April 1, 1967

PARK AND RECREATION COMMISSION

Harold P. Fabian

Arthur F. Bruhn

For four-year terms to expire July 1, 1965

UNIVERSITY OF UTAH BOARD OF REGENTS

Leland B. Flint

For a four-year term to expire July 1, 1965

Mitchell Melich

For a four-year term to expire July 1, 1965

UTAH STATE UNIVERSITY OF AGRICULTURE AND APPLIED SCIENCE – BOARD OF TRUSTEES

Dr. Reed W. Farnsworth

For a four-year term expiring July 1, 1965

THE COORDINATING COUNCIL OF HIGHER EDUCATION

Warren Bullock
Mrs. Lloyd Cullimore

Terms expire June 30, 1961

D. Day Wilson

John M. Wallace

Terms expire June 30, 1963

Lorin F. Wheelwright

Term expires June 30, 1965

D. Lawrence McKay

Term expires June 30, 1965

Mrs. Lloyd Cullimore

For a six-year term to expire June 30, 1967

STATE COMMISSION ON UNIFORM STATE LAWS

Dean Daniel Dykstra

Term to expire June 30, 1967

COORDINATING COUNCIL OF HIGHER EDUCATION

Warren Bullock

For a six-year term to expire June 30, 1967

UTAH STATE UNIVERSITY OF AGRICULTURE AND APPLIED SCIENCE – BOARD OF TRUSTEES

Alma Sonne

For a four-year term to expire July 1, 1965

Robert J. Potter

For a four-year term to expire July 1, 1965

STATE PUBLIC WELFARE COMMISSION

Lamont B. Gunderson

For a six-year term to expire March 1, 1967

STATE TAX COMMISSION

Allan M. Lipman

Arias G. Belnap

For four-year terms to expire March 1, 1965

STATE BOARD OF HEALTH

Mrs. Charles L. Walker

Term will expire March 1, 1964

O. Devere Wootton

For a seven-year term to expire March 1, 1968

WATER POLLUTION CONTROL BOARD

R. A. Moss

For an eight-year term to expire March 1, 1969

UTAH STATE INSTITUTE OF FINE ARTS

M. Walker Wallace

For a four-year term to expire June 30, 1965

STATE BOARD OF CORRECTIONS

Dr. Anthon S. Cannon

For a six-year term to expire March 1, 1967

Harold E. Van Wagenen

For a six-year term to expire March 1, 1967

STATE PARKS AND RECREATION COMMISSION

Harold Tippetts

For a four-year term to expire July 1, 1965

UNIVERSITY OF UTAH BOARD OF REGENTS

Mitchell Melich

For a term expiring July 1, 1961

BANK COMMISSIONER

Spencer C. Taylor

For a four-year term to expire April 1, 1965.

UNFINISHED BUSINESS

H. B. No. 286, being Unfinished Business, was before the Senate.

On motion of Senator Kerr, the rules were suspended and *H. B. No. 286* was read the third time and placed on its final passage.

On motion of Senator Hinton, *H. B. No. 286* was amended by adding the following after Item 22 on page 6.

Item 23 To Supreme Court – Administration
From the General Fund ..... $ 34,400.00

For salary increases of Supreme Court Justices and clerks – as passed by the 34th Legislature in Senate Bill No. 16 and House Bill No. 28.

Item 24 To Finance Department – District Courts
From the General Fund 150,000.00

For salary increases of District Court Judges and Court Reporters – as passed by the 34th Legislature in House Bills No. 50, 153, and 154 and Senate Bill No. 16.

Item 25 To Finance Department – District Courts
From the General Fund 32,000.00

For salaries and expenses for one additional judge in the Second Judicial District of Utah – passed by the 34th Legislature in Senate Bill No. 91.

H. B. No. 286 then passed on the following roll call:

Yeas, 21; Nays, 0; Absent, 4.

Those voting in the affirmative were: Senators Ashton, Barlow, Brown-Bullen, Clegg, Cox, Fowles, Grover, Hinton, Holman, Hunter, Jenkins, Kerr, Lloyd, Mantes, Memmott, Miller, Schmiett, Sowards, Stacey and Mr. President.

Absent and not voting: Senators Hafen, Hammond, Hopkin and Steen.

H. B. No. 286 was returned to the House.

CONSIDERATION OF BILLS ON SECOND READING

H. B. No. 220 was read the second time.

On motion of Senator Hunter, the enacting clause of *H. B. No. 220* was struck.

H. B. No. 220 was returned to the House.

H. B. No. 206 was read the second time.

On motion of Senator Clegg, the rules were suspended and *H. B. No. 206* was read the third time and placed on its final passage.

H. B. No. 206 then passed on the following roll call:

Yeas, 21; Nays, 1; Absent, 3.

Those voting in the affirmative were: Senators Ashton, Barlow, Bullen, Clegg, Cox, Fowles, Grover, Hammond, Hinton, Holman, Hunter, Jenkins, Kerr, Lloyd, Mantes, Memmott, Miller, Schmiett, Sowards, Stacey and Mr. President.

Voting in the negative was Senator Browning.

Absent and not voting: Senators Hafen, Hopkin and Steen.

H. B. No. 206 was returned to the House.

COMMUNICATIONS FROM THE HOUSE

Mr. President: March 9, 1961

I am directed to inform your Honorable Body that the House has this day refused to concur in the Senate amendments to *H. B. No. 207*, entitled, GREAT SALT LAKE AUTHORITY, and requests the Senate to recede from its amendments.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

On the motion of Senator Barlow, the Senate refused to recede from its amendments to *H. B. No. 207.*

President Waddingham appointed a Conference Committee consisting of Senators Barlow, Lloyd, and Schmiett to work with a like committee from the House to consider the amendments to *H. B. No. 207.*

March 9, 1961

Mr. President:

I am directed to request your Honorable Body to return to the House *S. B. No. 85*, entitled, SALES TAX ACT, for further consideration.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 85 was returned to the House.

CONSIDERATION OF BILLS ON SECOND READING

H. B. No. 159 was read the second time.

Committee report read and adopted.

On motion of Senator Ashton, the Senate resolved itself into a Committee of the Whole.

Supt. Lyle Hyatt appeared before the Committee of the Whole.

On motion of Senator Browning, the Committee of the Whole was dissolved.

On motion of Senator Lloyd, the rules were suspended and *H. B. No. 159* was read the third time and placed on its final passage.

H. B. No. 159 then passed on the following roll call:

Yeas, 20; Nays, 0; Absent, 5.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hammond, Hinton, Holman, Hunter, Jenkins, Kerr, Lloyd, Mantes, Schmiett, Sowards, Stacey and Mr. President.

Absent and not voting: Senators Hafen, Hopkin, Memmott, Miller and Steen.

H. B. No. 159 was returned to the House.

H. B. No. 281 was read the second time.

On motion of Senator Schmiett, the rules were suspended and *H. B. No. 281* was read the third time and placed on its final passage.

H. B. No. 281 then passed on the following roll call:

Yeas, 18; Nays, 1; Absent, 6.

Those voting in the affirmative were: Senators Ashton, Barlow, Browning, Clegg, Cox, Fowles, Grover, Hammond, Hinton, Holman, Jenkins, Kerr, Memmott, Miller, Schmiett, Sowards, Stacey and Mr. President.

Voting in the negative was Senator Bullen.

Absent and not voting: Senators Hafen, Hopkin, Hunter, Lloyd, Mantes and Steen.

H. B. No. 281 was returned to the House.

On motion of Senator Kerr, the Senate sauntered.

The Senate re-assembled.

COMMUNICATIONS FROM THE HOUSE

March 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House,

H. B. No. 21, entitled, WEIGHT & BRAKES ON TRAILERS, and the same is transmitted herewith for the signature of the President.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 21 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 27*, entitled, CITY COURT JUDGE SALARIES, and the same is transmitted herewith for the signature of the President.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 27 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 123*, entitled, DRIVERS LICENSE–INCREASE FEE–SHORTEN PERIOD, and the same is transmitted herewith for the signature of the President.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 123 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 153*, entitled, INCREASE SALARIES OF DEPUTY DISTRICT ATTORNEYS, and the same is transmitted herewith for the signature of the President.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 153 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 124*, entitled, RAISING DRIVER LICENSE FEES AND SHORTENING RENEWAL TIME, and the same is transmitted herewith for the signature of the President.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 124 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 58*, entitled, STATE ARBORETUM, and the same is transmitted herewith for the signature of the President.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 58 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 74*, entitled, EXEMPTING FEDERAL HIGHWAY CONTRACTORS, and the same is transmitted herewith for the signature of the President.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 74 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 147*, entitled, MODIFY STERILIZATION OF THE MENTALLY IMPAIRED, and the same is transmitted herewith for the signature of the President.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 147 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House,

H. B. No. 71, entitled, FEES OF LICENSE AGENTS AND MINIMUM FINE, and the same is transmitted herewith for the signature of the President.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 71 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day rejected *S. B. No. 204*, ROTATING BALLOT ACT, and the same is returned herewith for your further action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 204 was ordered filed.

March 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, as amended by the Senate, *S. B. No. 238*, SALES TAX COLLECTION EXPENSE, ano the same is returned herewith for your further action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 238 was referred to the Committee on Rules to be enrolled and engrossed.

March 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the House on reconsideration has passed, *S. B. No. 85*, as amended by the Senate and House, entitled, SALES TAX ACT.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

On the motion of Senator Cox, the Senate voted to concur with the House amendments on *S. B. No. 85.*

S. B. No. 85 then passed on the following roll call:

Yeas, 18; Nays, 0; Absent, 7.

Those voting in the affirmative were: Senators Barlow, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hammond, Hinton, Hunter, Jenkins, Kerr, Lloyd, Memmott, Schmiett, Sowards, Stacey and Mr. President.

Absent and not voting: Senators Ashton, Hafen, Holman, Hopkin, Mantes, Miller and Steen.

S. B. No. 85 was referred to the Committee on Rules to be enrolled and engrossed.

March 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of the rules, as amended by the Senate, *S. B. No. 260,* SCHOOL BUILDING AID, and the same is returned herewith for your further action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 260 was referred to the Committee on Rules to be enrolled and engrossed.

March 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *S. B. No. 187,* UNIFORM SCHOOL RESERVE FUND, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 187 was transmitted to the Governor.

March 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *S. B. No. 206*, BUILDINGS & IMPROVEMENTS ON CAPITOL GROUNDS, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 206 was transmitted to the Governor.

March 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, S. B. No. 18, TORT CLAIMS ACT, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 18 was transmitted to the Governor.

March 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *S. B. No. 149*, STATE OFFICERS PAY BILL, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 149 was transmitted to the Governor.

March 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House,

S. B. No. 159, RETAIL MOTOR FUEL VENDORS' PRICE POSTING ACT, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 159 was transmitted to the Governor.

March 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *S. B. No. 231*, TRANSPORTATION OF COAL, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 231 was transmited to the Governor.

March 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *S. B. No. 80*, MUNICIPAL RETIREMENT ACT, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 80 was transmitted to the Governor.

March 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *S. B. No. 255*, UNIVERSITY MORTGAGE ACT, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 255 was transmitted to the Governor.

March 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *S. B. No. 257*, entitled, LOAN FOR STATE BUILDING, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 257 was transmitted to the Governor.

March 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *S. B. No. 258*, entitled, STATE ROAD COMMISSION LOANS, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 258 was transmitted to the Governor.

March 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *S. B. No. 30*, entitled, UTAH SCHOOL EMPLOYEES' RETIREMENT ACT. CONT., and the same is forwarded herewith for transmission to the Governor.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 30 was transmitted to the Governor.

March 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House,

S. B. No. 256, entitled, STATE BUILDING PROJECT, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 256 was transmitted to the Governor.

March 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *S. B. No. 129*, SWEET CREAM BUTTER, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 129 was transmitted to the Governor.

March 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *S. B. No. 95*, OIL AND GAS CONSERVATION – MILL LEVY, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 95 was transmitted to the Governor.

March 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *S. B. No. 36*, AGRICULTURAL PRODUCT LICENSING, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 36 was transmitted to the Governor.

March 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *S. B. No. 90*, COLUMBIA INTERSTATE COMPACT, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 90 was transmitted to the Governor.

March 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *S. B. No. 252*, MAINTENANCE – STATE OFFICE BLDGS., and the same is forwarded herewith for transmission to the Governor.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 252 was transmitted to the Governor.

March 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *S. B. No. 226*, BOARD OF CORRECTION, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 226 was transmitted to the Governor.

March 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House,

S. B. No. 43, MOTOR VEHICLE REG. FUND – ROADS APPR., and the same is forwarded herewith for transmission to the Governor.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 43 was transmitted to the Governor.

March 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *S. B. No. 190*, POWER & AUTHORITY OF THE STATE SECURITIES COMM., and the same is forwarded herewith for transmission to the Governor.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 190 was transmitted to the Governor.

March 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *S. B. No. 71*, COUNTY OFFICERS' SALARIES, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 71 was transmitted to the Governor.

March 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *S. B. No. 105*, UTAH COUNCIL ON YOUTH, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 105 was transmitted to the Governor.

March 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *S. C. R. No. 6*, NATIONAL PRESERVATION ACTS, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. C. R. No. 6 was transmitted to the Governor.

March 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *S. C. R. No. 4*, RENEWAL OF SUGAR ACT, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. C. R. No. 4 was transmitted to the Governor.

March 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker has this day appointed a Conference Committee consisting of Rep. Loveridge, Rep. Johnson, and Rep Vance to act with a like committee from the Senate to consider *H. B. No. 84*, pertaining to the NEW WELFARE ACT.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

March 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House,

S. B. No. 172, BASIC SCIENCE LAW SECOND EXAMINATION, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 172 was transmitted to the Governor.

March 9, 1961

Mr. Speaker:
Mr. President:
RE: JOINT COMMITTEE ON CONSIDERATION OF S. B. NO. 259.

Present:

Senators – Memmott and Hinton and Hafen

Representatives – K. Gardner, Costello and Foxley
Chairman Memmott presiding:

Motion placed by Representative Gardner that we compromise House Amendment deleting $100,000 from Senate Bill No. 259 and place at $90,000. Roll Call vote:

For – Memmott, Hinton, Gardner, Costello, and Hafen

Against – Foxley

FRANK C. MEMMOTT,
Chairman of Committee

Committee report adopted and filed.

S. B. No. 259 then passed on the following roll call:

Yeas, 17; Nays, 1; Absent, 7.

Those voting in the affirmative were: Senators Barlow, Browning, Bullen, Clegg, Cox, Fowles, Grover, Hammond, Hinton, Holman, Jenkins, Kerr, Lloyd, Schmiett, Sowards, Stacey and Mr. President.

Voting in the negative was Senator Hunter.

Absent and not voting: Senators Ashton, Hafen, Hopkin, Mantes, Memmott, Miller and Steen.

S. B. No. 259 was transmitted to the House.

March 9, 1961

Mr. President and Mr. Speaker:

Your Joint Conference Committee on House Bill No. 207, the Great Salt

Lake Authority, has carefully considered the matters at variance between the two houses and recommends that the House accept the Senate amendments.

Respectfully,

HAVEN J. BARLOW,
Senator, Chairman

KEN GARDNER,
Representative
Vice Chairman

On motion of Senator Grover, the Senate voted to adopt the committee report.

REPORTS OF STANDING COMMITTEES

March 9, 1961

Mr. President:

Your Committee on Rules to which has been referred *S. B. No. 253*, pertaining to, SALARIES OF APPOINTIVE OFFICERS, has examined and carefully compared the bill as passed wtih the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,

HAVEN J. BARLOW,
Chairman

Report filed.

S. B. No. 253 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

COMMUNICATIONS FROM THE HOUSE

March 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day concurred in Senate amendments to *H. B. No. 286*, SUPPLEMENTAL APPROPRIATION.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

March 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day adopted and passed the Joint Conference Committee Report as of March 9, 1961, and passed *S. B. No. 259*, TELEVISION FACILITIES, and the same is transmitted herewith for your further action.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 259 was referred to the Committee on Rules to be enrolled and engrosed.

On motion of Senator Kerr, the Senate sauntered.

The Senate re-assembled.

REPORTS OF STANDING COMMITTEES

March 9, 1961

Mr. President:

Your Committee on Rules to which has been referred *S. B. No. 85*, pertaining to SALES TAX ACT, has examined and carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,

HAVEN J. BARLOW,
Chairman

Report filed.

S. B. No. 85 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 9, 1961

Mr. President:

Your Committee on Rules to which has been referred *S. J. R. No. 23*, pertaining to ASSIGNMENTS TO THE LEGISLATIVE COUNCIL, has examined and carefully compared the bill as passed with the enrolled and en-

grossed copy and find it correct, and reurns the same for the signature of the President.

Respectfully,
HAVEN J. BARLOW,
Chairman

Report filed.

S. J. R. No. 23 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 9, 1961

Mr. President:

Your Committee on Rules to which has been referred *S. B. No. 238*, pertaining to SALES TAX COLLECTION EXPENSE, has examined and carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,
HAVEN J. BARLOW,
Chairman

Report filed.

S. B. No. 238 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 9, 1961

Mr. President:

Your Committee on Rules to which has been referred *S. B. No. 259*, pertaining to AN ACT APPROPRIATING $90,000 TO THE UNIVERSITY OF UTAH FOR THE TRANSMISSION FACILITIES FOR TELEVISION STATION KUED THE EXPENDITURE OF WHICH SHALL BE CONTINGENT ON THE ACTION OF THE CONGRESS OF THE UNITED STATES, has examined and carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,
HAVEN J. BARLOW,
Chairman

Report filed.

S. B. No. 259 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 9, 1961

Mr. President:

Your Committee on Rules to which has been referred *S. B. No. 16*, pertaining to SALARIES OF JUDGES, has examined and carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,
HAVEN J. BARLOW,
Chairman

Report filed.

S. B. No. 16 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 9, 1961

Mr. President:

Your Committee on Rules to which has been referred *S. B. No. 148*, pertaining to, UNIFORM ACT FOR SIMPLIFICATION OF FIDUCIARY SECURITY TRANSFERS, has examined and carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,
HAVEN J. BARLOW,
Chairman

Report filed.

S. B. No. 148 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 9, 1961

Mr. President:

Your Committee on Rules to which has been referred *S. B. No. 140*, pertaining to SALARIES OF OFFICERS OF NATIONAL GUARD, has examined and carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,
HAVEN J. BARLOW,
Chairman

Report filed.

S. B. No. 140 was signed by the President in open session in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

March 9, 1961

Mr. President:

Your Committee on Rules to which has been referred *S. B. No. 260*, SCHOOL BUILDING AID, has examined and carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct, and returns the same for the signature of the President.

Respectfully,

HAVEN J. BARLOW,
Chairman

Report filed.

S. B. No. 260 was signed by the President in open session in the presence of the Senate and transmitted to the House for the signature of the Speaker.

March 9, 1961

Dear Speaker Dean:

This is to advise that this day Governor Clyde has signed into law the following bills, which have been forwarded to the Secretary of State for filing.

H. B. No. 43

H. B. No. 60

Yours sincerely,

LAURENCE J. BURTON,
Administrative Assistant

cc: Secretary of State
President of Utah Senate
Communication filed.

COMMUNICATIONS FROM THE HOUSE

March 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *S. B. No. 16*, SALARIES OF JUDGES, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 16 was transmitted to the Governor.

March 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *S. B. No. 140,* SALARIES OF OFFICERS OF NATIONAL GUARD, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 140 was transmitted to the Governor.

March 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *S. B. No. 148,* UNIFORM ACT FOR SIMPLIFICATION OF FIDUCIARY SECURITY TRANSFERS, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 148 was transmitted to the Governor.

March 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *S. B. No. 238,* SALES TAX COLLECTION EXPENSE, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 238 was transmitted to the Governor.

March 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *S. J. R. No. 23,* ASSIGNMENTS OF STUDY OF THE UTAH LEGISLA-

TIVE COUNCIL, and the same is forwarded herewith for transmission to the Secretary of State.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. J. R. No. 23 was transmitted to the Secretary of State.

Mr. President: March 9, 1961

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 271*, entitled, WATER CONSERVANCY DIST., and the same is transmitted herewith for the signature of the President.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 271 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

Mr. President: March 9, 1961

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 129*, entitled, REQUIRING PROOF OF FINANCIAL RESPONSIBILITY AFTER SUSPENSION OF REVOCATION, and the same is transmitted herewith for the signature of the President.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 129 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

Mr. President: March 9, 1961

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 227*, entitled, DEFICIT APPROPRIATION BILL, and the same is transmitted herewith for the signature of the President.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 227 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the House has this day adopted the Joint Conference Committee Report as of March 9, 1961, recommending the House accept the Senate amendments, and passed *H. B.* No. 84, NEW WELFARE ACT.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

March 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 140,* entitled, REPEAL NEED TO FILE CAMPAIGN EXPENSES, and the same is transmitted herewith for the signature of the President.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 140 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 127,* entitled, INCREASE PUBLIC LIABILITY INSURANCE REQUIREMENT, and the same is transmitted herewith for the signature of the President.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 127 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House,

H. B. No. 110, entitled, FAILING TO RETURN EQUIPMENT (RENTED), and the same is transmitted herewith for the signature of the President.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 110 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 186*, entitled, INCLUDE WEBER COLLEGE IN REGISTRATION AND TUITION FEE SCHEDULE OF UNIVERSITIES, and the same is transmitted herewith for the signature of the President.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 186 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 286*, SUPPLEMENTAL APPROPRIATION, and the same is transmitted herewith for the signature of the President.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 286 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 128*, RELEASE EMPLOYEE DRIVE FROM SUSPENSION PRO-

VISIONS OF FINANCIAL RESPONSIBILITY LAW, and the same is transmited herewith for the signature of the President.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 128 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 159*, EXTENSIVE AMENDMENT OF TRAFFIC CONTROL PROVISIONS OF MOTOR VEHICLE CODE, and the same is transmitted herewith for the signature of the President.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 159 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 197*, INDUSTRIAL DEVELOPMENT CREATING AN INDUSTRIAL DEVELOPMENT BOARD, and the same is transmitted herewith for the signature of the President.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 197 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House,

H. B. No. 206, LEGISLATIVE PURCHASING, and the same is transmitted herewith for the signature of the President.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 206 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 287*, SCHOOL FINANCE BILL, and the same is transmitted herewith for the signature of the President.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 287 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 214*, CHANGE FROM COMMITTEE TO BOARD OF COSMETOLOGY, and the same is transmitted herewith for the signature of the President.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 214 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House,

H. B. No. 288, RELATING TO LEVIES FOR DISTRICT SCHOOL AND EQUALIZATION PURPOSES, and the same is transmitted herewith for the signature of the President.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 288 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 281*, TRADE EDUCATION, and the same is transmitted herewith for the signature of the President.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 281 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor

March 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 269*, INCORPORATION OF DIST. BONDING, and the same is transmitted herewith for the signature of the President.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 269 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 9, 1961

Mr. President:

The House did on this day strike the enacting clause on the following Senate Bills:

S. B. No. 15, No. 32, No. 33, No. 39, No. 40, No. 54, No. 66, No. 77, No. 84, No. 97, No. 103, No. 106, No. 107, No. 112, No. 113, No. 115, No. 116, No. 117, No. 123, No. 141, No. 143, No. 151, No. 152, No. 156, No. 164, No. 166, No. 181, No. 189, No. 208, No. 214, No. 215, No. 216, No. 236, No. 237, No. 239, No. 250 and No. 254.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Report adopted and filed.

March 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *H. B. No. 84*, NEW WELFARE ACT, and the same is transmitted herewith for the signature of the President.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

H. B. No. 84 was signed by the President in open session in the presence of the Senate and was returned to the House for transmission to the Governor.

March 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *S. B. No. 260*, SCHOOL BUILDING AID, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 260 was transmitted to the Governor.

March 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House,

S. B. No. 253, SALARIES OF APPOINTIVE OFFICERS, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 253 was transmitted to the Governor.

March 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *S. B. No. 259*, FACILITIES FOR TELEVISION STATION KUED, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 259 was transmitted to the Governor.

March 9, 1961

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, in the presence of the House, *S. B. No. 85*, SALES TAX ACT, and the same is forwarded herewith for transmission to the Governor.

Respectfully,

T. H. McMULLIN,
Chief Clerk

Communication filed.

S. B. No. 85 was transmitted to the Governor.

On motion of Senator Kerr, the Senate sauntered.

The Senate re-assembled.

On motion of Senator Lloyd, the Senate voted to enter into the Journal an entry of commendation to the Legislative Council for their fine work concerning all legislative matters referred thereto.

On motion of Senator Miller, the Senate expressed its appreciation to the officers and employees of the Senate for their services.

On motion of Senator Hammond, the Senate expresed its appreciation to the newspapers published in Utah and to the Radio and Television stations throughout the State.

On motion of Senator Lloyd, the Senate extended a vote of appreciation to the President of the Senate for his excellent work in presiding over its 34th Legislative Session.

On motion of Senator Schmiett, the Senate expressed its appreciation to the Fox-Intermountain and Inter-mountain Theatres and for the parking space provided by ZCMI and Auerbach's, all of Salt Lake City.

On motion of Senator Cox, the President appointed Senators Hopkin, Grover, and Lloyd, to act with a like committee from the House and wait upon the Governor to ascertain whether he had any further business to bring before the Legislature.

On motion of Senator Jenkins, the President appointed Senators Hinton, Memmott, and Cox as a committee to notify the House that the Senate has concluded its business and is ready to adjourn sine die.

A committee from the House, Representatives Vance, Woolsey, and Fanning notified the Senate that the House had concluded its business and was ready to adjourn sine die.

Sentor Hinton reported that the Senate Committee had notified the House.

Senator Hopkin reported that his committee, with the a like committee from the House, had notified the Governor who then requested that the committee convey the following message to the Senate.

COMMUNICATIONS FROM THE GOVERNOR

March 9, 1961

Honorable Thorpe Waddingham
President of the Senate
and
Members of the Senate
34th State Legislature
Building

Gentlemen:

I have no further business to bring before your honorable body before your adjournment sine die.

I want to thank you for the work accomplished during the regular session of the 34th Utah Legislature.

Yours sincerely,

GEORGE D. CLYDE,
Governor

Communication filed.

President Waddingham thanked the Committee to Notify the House, and the Committee to Wait Upon the Governor, for their reports and discharge of their duties.

March 9, 1961

Mr. President:

Your Committee on Revision of the Journal respectfully reports that we have read the Journal for the sixtieth day and find it correct with minor amendments noted on the final copy.

Respectfully,

FRANK C. MEMMOTT,
Chairman

Report adopted and filed.

Benediction: Senator Vernon L. Holman.

On motion of Senator Clegg, the Thirty-fourth Session of the Utah State Senate adjourned sine die.

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GENERAL INDEX

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SENATORS AND COMMITTEES ON WHICH THEY SERVE

	AGR. & IRRIG.	BUS. & COMM.	POL. SUB-DIV.	EDUCATION	APPROPRIATION	FISH & GAME	HEALTH & WELFARE	JUDICIARY	LABOR	INDUSTRY	MIL. AFFAIRS, STATE & FED.	HIGHWAYS & AERO.	REV. & TAX	RULES	SALARIES
Ashton					★		★				★				
Barlow			★										★	C	
Browning					★	★							C		
Bullen	★					★					★				★
Clegg		★		★					★						
Cox	★		C		★										
Fowles		★						★			★	C			
Grover			★				★		C						
Hafen			★	★				★							★
Hammond	★						★			★					
Hinton				C				★					★		
Holman			★				C		★						
Hopkin					C			★						★	
Hunter		★			★							★			
Jenkins				★	★						C				★
Kerr					★		★			★					
Lloyd		★			★			C							
Mantes		C			★					★					C
Memmott						C			★			★	★		★
Miller					★					C		★			
Schmiett				★	★					★					
Sowards	C					★					★				
Stacey	★					★						★			
Steen									★				★	★	

C = Chairman ★ = Committee Member

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H. B. No. 84 831

H. B. No. 207 823

S. B. No. 259 823

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SENATE BILLS

Number	AUTHOR — TITLE (Abbrev.)	Introduced and Read First Time	Rules Committee	Standing Committees	Read Second Time	Read Third Time	Transmitted to House	Received From House	Concur; Conference Committee	Signed by President	Signed by Speaker	Signed by Governor 1959	REFERENCES X — Special Order F — Enacting Clause V — Veto T — Tabled C — Concurred U — Unfinished Business S — Sifting O — Other Action * — Action After Session A — Amended
1	Hafen, et al.—Reapportionment	52	64	143	209	217	218	473	.....	523	535	.....	A-216; T-217; 0-217; 0-338; O-347; A-348; O-348; O-481; O-495; V-656
2	Hopkin, et al.—Highway Patrol Retirement Program	52	64	87	92	100	100	156	.....	164	189	.....	A-100
3	Kerr, et al.—Forestry & Wildland Fire Protection	52	64	87	92	109	110	383 299	.....	413	437	510	A-98, 99, 100; O-325; C-383
4	Jenkins, et al.—Model Corporation Act	53	68	107	114	120	151	328	.....	485	512	573	O-126; O-134; C-329
5	Lloyd—Filing of Domestic Insurance Company Articles	54	68	107	120	123	151	327	.....	356	377	.....	O-126; O-134
6	Lloyd, et al.—Industrial Loan Corporation	54	68	107	123	123	151	327	.....	356	377	.....	O-126; O-134
7	Lloyd, et al.—Credit Unions	54	68	107	123	124	151	327	.....	357	378	.....	O-126; O-134
8	Lloyd, et al.—Loan and Trust Companies	54	68	108	124	124	151	326	.....	357	378	.....	O-126; O-134
9	Lolyd, et al.—Oath of Bank Officers	55	68	108	124	124	151	326	.....	357	378	.....	O-126; O-134
10	Lloyd, et al.—Commercial & Savings Banks	55	68	108	125	125	151	326	.....	358	379	.....	O-126; O-134
11	Lloyd, et al.—Agricultural Cooperatives	55	68	108	125	125	151	327	.....	358	379	473	O-126; O-134
12	Lloyd, et al.—Fees of Secretary of State	55	68	109	125	125	151	328	.....	358	379	474	O-126; O-134
13	Lloyd, et al.—Corporation Frauds	55	68	109	126	126	151	325	.....	358	379	474	O-126; O-134
14	Lloyd, et al.—Stock Assessments	56	68	109	126	126	151	325	.....	359	380	474	U-133; O-134
15	Hinton, et al.—Selection of Judges	56	68	147	227	248	293	.....	.....	.....	.....	.....	X-257; X-268; X-278; A-278; O-281; O-293; F-835
16	Fowles, et al.—Salaries of Judges	56	68	224 350	653	653	653	795	.....	827	828	.....	A-653; C-795
17	Jenkins—Recording Conveyances	57	68	191	.....	.....	.....	.....	.....	.....	.....	.....	O-202; F-790
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18	Waddingham, et al.—Tort Claims Act	57	68	147	234	249	267	725	.....	792	816	.....	X-218; X-249; X-265; X-267; A-267; O-748; O-765; C-765
19	Hunter, et al.—Stamp Act	57	68	197	.....	.....	.....	.....	.....	.....	.....	.....	O-587; X-588; F-650
20	Hunter, et al.—Nonresident Fishing Licenses	57	68	131	165	218	218	399	.....	414	437	510	X-165; X-186; A-200; 0-208
21	Lloyd, et al.—Juvenile Detention Act — Districts	57	68	137	188	353	363	540	.....	555	578	686	X-200; X-216; X-28; O-282; X-312; X-353; A-353-354-355; A-362
22	Schmiett, et al.—Indian Livestock Brands	58	68	87	100	110	110	156	.....	164	190	.....	A-101
23	Jenkins, et al.—Dispensing Opticians Act	58	68	171	259	.....	.....	.....	.....	.....	.....	.....	X-259; X-264; A-264; O-265; O-276; A-277; T-278; O-790; F-790
24	Cox, et al.—Criminal Justice	58	68	121	133	150	150	284	.....	359	380	474	A-133; A-150; C-285
25	Browning, et al.—Motor Fuel Tax	59	69	88	101	110	110	423	.....	447	465	542	C-424
26	Clegg, et al.—Tax Deed Limitation of Actions	59	75	245	.....	.....	.....	.....	.....	.....	.....	.....	F-790
27	Miller, et al.—Inland Bills of Exchange	59	69	88	101	110	110	284	.....	359	380	474	
28	Fowles, et al.—Trust Deeds	60	69	191	430	440	441	591	.....	637	659	687	A-440; C-592
29	Browning, et al.—Utah School Employees' Retirement Act Qual	60	75	205 177	341	352	352	494	.....	535	558	617	A-341
30	Jenkins, et al.—Utah School Employees' Retirement Act. Cont	61	75	177 361	507	521	522	726	.....	779	818	.....	A-507; C-726
31	Kerr, et al.—City Fiscal Procedure	61	75	130	151	162	208	579	.....	638	660	.....	A-152; O-183; O-201; A-207
32	Hinton, et al.—Motor Vehicles—Fines	62	69	181	441	441	441	.....	.....	.....	.....	.....	F-835
33	Jenkins, et al.—Special Improvement Dist. Improvement and Taxes	62	75	143	201	208	208	.....	.....	.....	.....	.....	F-835
34	Browning, et al.—Juenile Detention Act—Responsibility	65	80	137	188	.....	.....	.....	.....	.....	.....	.....	X-200; X-216; X-281; O-282
35	Clegg, et al.—Narcotic Drug Act	65	80	244	.....	.....	.....	.....	.....	.....	.....	.....	F-790
36	Sowards, et al.—Agricultural Product Licensing	65	80	174	331	626	626	734	.....	777	819	.....	A-332; X-332; X-338; X-393; X-413; T-413; O-625; A-625; C-735

SENATE BILLS (Continued)

Number	AUTHOR — TITLE (Abbrev.)	Introduced and Read First Time	Rules Committee	Standing Committees	Read Second Time	Read Third Time	Transmitted to House	Received From House	Concur; Conference Committee	Signed by President	Signed by Speaker	Signed by Governor 1959	REFERENCES X — Special Order F — Enacting Clause V — Veto T — Tabled C — Concurred U — Unfinished Business S — Sifting O — Other Action * — Action After Session A — Amended
37	Grover, et al.—Livstock Slaughtering	66	80	148	235	249	250	423	.....	.....	.....	.....	A-250
38	Barlow, et al.—Capitol Greenhouse	66	80	157	235	.....	.....	.....	.....	.....	.....	.....	T-235; O-790; F-790
39	Miller, et al.—University Purchases	66	80	131	165	184	184	.....	.....	.....	.....	.....	A-184; F-835
40	Miller, et al.—Board of Education Purchases	66	80	131	165	184	185	.....	.....	.....	.....	.....	A-184; F-835
41	Miller, et al.—Mormon Battalion Appropriation	66	.....	.....	67	67	.....	.....	.....	.....	.....	.....	T-66; O-67; X-67; A-77; O-78
42	Miller, et al.—Motor Vehicle Reg. Fund Disposition	66	80	288	527	.....	.....	.....	.....	.....	.....	.....	F-527
43	Miller, et al.—Motor Vehicle Reg. Fund—Roads Appropriation	67	81	287	527	545	545	753	.....	780	821	.....	C-753
44	Kerr, et al.—Soil and Water Conservation Act	69	81	224	.....	.....	.....	.....	.....	.....	.....	.....	F-790
45	Hinton, et al.—Insufficient Funds	69	81	132	166	185	185	332	.....	.....	.....	.....	F-332
46	Hafen, et al.—Savings and Loan Act	70	81	148	153	183	188	576	.....	670	733	.....	A-153-154; X-155; 0-165; A-186-187; C-577
47	Hunter, et al.—Utah State Univ. Board of Trustees	75	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....	F-296
48	Jenkins, et al.—Interest on Public Funds	76	81	304	527	556	556	702	.....	730	747	.....	X-527; X-548; A-548; A-556
49	Browning, et al.—Juvenile Court Costs	76	81	138	282	.....	.....	.....	.....	.....	.....	.....	X-200; X-216; Z-281; F-282
50	Browning, et al.—Juvenile Court Fees & Expenses	76	81	138	282	.....	.....	.....	.....	.....	.....	.....	X-200; X-216; X-281; F-282
51	Hafen, et al.—County Commission Ordinance	76	81	173	323	339	339	540	.....	555	577	687	A-323
52	Hafen, et al.- Marriage Licenses for Minors	77	81	192	.....	.....	.....	.....	.....	.....	.....	.....	F-790
53	Bullen, et al.—University Graduation Requirement	77	81	102	111	119	119	262	.....	269	284	.....	V-381; 0-383
54	Grover, et al.—Labor Union Membership as Condition for Employment	77	81	190	574	620	621	.....	.....	.....	.....	.....	X-509; X-574; X-606; X-619; A-620; F-835
1	2	3	4	5	6	7	8	9	10	11	12	13	14

SENATE BILLS (Continued)

1	2	3	4	5	6	7	8	9	10	11	12	13	14
55	Barlow, et al.—Utah School Employees' Retirement Act Ins.	82	94	130	151	161	161	424	.....	447	466	542	A-161
56	Barlow, et al.—Utah School Employment Act—Board	82	94	129	138	150	150	333	.....	360	381	617	A-139; C-333; O-473; O-490; O-501; A-501; O-531; 0-555; 0-578
57	Barlow, et al.—Utah School Employees' Act—Maximums	82	94	129	139	150	150	399	.....	414	436	542	
58	Barlow, et al.—Title Insurance	82	94	170	234	.....	.....	.....	.....	.....	.....	.....	O-235
59	Barlow, et al.—Validating Instruments Act	83	94	192	.....	.....	.....	.....	.....	.....	.....	.....	F-790
60	Barlow, et al.—Abstractors Insurance Policy	83	94	191	.....	.....	.....	.....	.....	.....	.....	.....	F-790
61	Grover, et al.—Strike Breakers Act	83	94	197	.....	.....	.....	.....	.....	.....	.....	.....	F-790
62	Hunter, et al.—Bedding and Furniture Inspection	83	95	132	166	186	186	492	.....	524	536	573	
63	Jenkins, et al.—County Mill Levy Limitatiton	84	95	242	352	372	373	613	.....	637	660	687	A-373
64	Hunter, et al.—U. of U. Board of Regents	84	94	130	151	.....	.....	.....	.....	.....	.....	.....	O-162
65	Cox, et al.—Charges for Publication of Notes	84	94	245	364	364	365	701	.....	729	746	.....	
66	Hafen, et al.—Marriage Prohibited	84	94	255	695	695	699	.....	.....	.....	.....	.....	A-695; O-699; A-699; F-835
67	Grover, et al.—State Employee Retirement Act	84	102	213	365	375	376	552	.....	599	623	773	X-365; A-375; X-375; C-553
68	Browning, et al.—Urban Renewal Law	88	102	178	453	556	.....	.....	.....	.....	.....	.....	X-453; X-546; T-556; O-557; A-557; O-557
69	Hinton, et al.—Group Life Insurance Act	89	95	170	239	258	258	700	.....	730	747	.....	A-258
70	Fowles, et al.—Fish and Game Fund	89	95	198	445	445	445	701	.....	730	748	.....	A-445
71	Hafen, et al.—County Officers' Salaries	91	106	360	607	653	654	754	.....	777	821	.....	X-607; X-639; X-651; C-754
72	Hinton, et al.—State Employment Commission	91	106	157	236	.....	.....	.....	.....	.....	.....	.....	T-236; O-790; F-790
73	Jenkins, et al.—Horseless Carriage Act	91	106	171	259	265	265	513	.....	523	536	573	A-265; C-513
74	Jenkins, et al.—Driver's License Examiners	91	116	171	281	322	322	711	.....	739	760	.....	
75	Barlow, et al.—Legislative Session Act	91	116	180	.....	.....	.....	.....	.....	.....	.....	.....	F-790
76	Bullen, et al.—County Surveyor's Fees	95	106	169	236	257	257	424	.....	448	465	511	
77	Kerr, et al.—County Commissioner's Expenses	96	106	349 169	654	654	654	.....	.....	.....	.....	.....	F-835
78	Memmott, et al.—Plumber Act	96	116	197	549	556	587	731	.....	737	760	.....	A-557; X-557; X-558; A-587
79	Hammond, et al.—Capitol Monument Comm.	96	106	131	153	162	.....	.....	.....	.....	.....	.....	O-162

SENATE BILLS (Continued)

Number	AUTHOR — TITLE (Abbrev.)	Introduced and Read First Time	Rules Committee	Standing Committees	Read Second Time	Read Third Time	Transmitted to House	Received From House	Concur; Conference Committee	Signed by President	Signed by Speaker	Signed by Governor 1959	REFERENCES X — Special Order F — Enacting Clause V — Veto T — Tabled C — Concurred U — Unfinished Business S — Sifting O — Other Action * — Action After Session A — Amended
80	Grover, et al.—Municipal Retirement Act	96	106	172	322	338	338	765	.....	793	817	.....	
81	Grover, et al.—Improvement Guaranty Fund Act	97	106	172	323	338	338	551	.....	563	578	686	
82	Grover, et al.—Deleterious Material Act	97	106	172	323	339	339	551	.....	.....	.....	.....	
83	Hinton, et al.—Unauthorized Practice of Law	97	106	190	.....	.....	.....	.....	.....	.....	.....	.....	F-790
84	Hinton, et al.—Judiciary Retirement Act	97	106	362 147	235	675	683	.....	.....	.....	.....	.....	O-235; O-658; X-671; A-676; O-676; O-677; O-682; F-835
85	Grover, et al.—Sales Tax Act	97	106	192	787	787	797	803	.....	825	837	.....	X-787; X-797; A-797; O-809; O-814; C-815
86	Bullen, et al.—County Office Vacancies	98	106	173	236	257	258	711	.....	.....	.....	.....	
87	Browning, et al.—Credit Union Act	103	116	229	386	386	386	591	.....	615	623	687	
88	Hinton, et al.—Embalming License	104	116	173	324	339	339	492	.....	.....	.....	.....	A-324
89	Browning, et al.—Accident and Health Insurance	105	116	170	258	264	264	503	.....	524	535	686	A-264; C-503
90	Kerr, et al.—Columbia Interstate Compact	105	116	178	398	410	410	710	.....	778	820	.....	
91	Browning, et al.—Second Judicial Judge	105	116	190	443	500	501	669	.....	703	712	.....	O-454
92	Steen, et al.—Withdrawing State Lands from Oil and Gas Leasing	117	128	197	233	234	234	328	.....	360	381	419	A-234
93	Barlow, et al.—Polygamy Act	117	128	191	.....	.....	.....	.....	.....	.....	.....	.....	O-202; O-244; F-790
94	Memmott, et al.—Credit Reporting Services Act	117	128	175	376	.....	.....	.....	.....	.....	.....	.....	O-205; O-376; O-395; T-395;
95	Schmiett, et al.—Oil and Gas Conservation—Mill Levy	117	128	174	330	340	340	766	.....	781	819	.....	O-790; F-790
96	Fowles, et al.—Beer Labeling Act	117	128	170	258	276	463	579	.....	593	602	686	O-259; O-264; O-266; O-277;
97	Clegg, et al.—Supt. of Public Instruction—Appointment	118	128	178	342	352	352	.....	.....	.....	.....	.....	O-463 F-835
1	2	3	4	5	6	7	8	9	10	11	12	13	14

1	2	3	4	5	6	7	8	9	10	11	12	13	14
98	Clegg, et al.—Supt. of Public Instruction—Salary	118	129	361 177	655	.....	.....	.....	.....	.....	.....	.....	F-655
99	Hunter, et al.—Sales Tax Exemption Act	118	129	192	.....	.....	.....	.....	.....	.....	.....	.....	F-790
100	Grover, et al.—"Legislative Days" Act	118	129	181	.....	.....	.....	.....	.....	.....	.....	.....	F-790
101	Hafen, et al.—Specialy Contractors' License Act	118	129		.....	.....	.....	.....	.....	.....	.....	.....	F-322
102	Hopkin, et al.—Utah Veterinary Practice Act	118	129	198	397	409	413	553	.....	585	601	686	A-397-398; A-410; O-411; O-412; A-413; C-553
103	Sowards, et al.—Oil & Gas Observation—Underground Storage	119	129	173	330	339	340	.....	.....	.....	.....	.....	A-330; F-835
104	Jenkins, et al.—State Land Leasing Act	119	129	179	606	606	607	724	.....	739	759	.....	
105	Hafen, et al.—Utah Council on Youth	122	129	255	647	649	649	752	.....	776	821	.....	A-647; C-752
106	Stacey, et al.—Oil & Gas Conservation—Wells Logs	122	129	174	331	340	341	.....	.....	.....	.....	.....	F-835
107	Oil & Gas Conservation—Drilling Units	122	129	174	331	340	340	.....	.....	.....	.....	.....	F-835
108	Fowles, et al.—Temporary Tourist Permit	132	148	179	.....	.....	.....	.....	.....	.....	.....	.....	F-790
109	Browning, et al.—Juvenile Detention Appropriation	132	148	599	.....	.....	.....	.....	.....	.....	.....	.....	F-790
110	Fowles, et al.—Liquor Control Commission	132	148	178	.....	.....	.....	.....	.....	.....	.....	.....	F-790
111	Hafen, et al—Distribution of Utah Code	145	148	179	.....	.....	.....	.....	.....	.....	.....	.....	F-790
112	Miller, et al.—Exemption of Ins. & Automobiles from Competitive Bid	145	148	229	442	462	462	.....	.....	.....	.....	.....	A-462; F-835
113	Browning, et al.—State Bank Commissioner	145	148	229	421	429	429	429	.....	.....	.....	.....	A-421; F-835
114	Jenkins—Boxing Match Bill	149	193	255	.....	.....	.....	.....	.....	.....	.....	.....	F-790
115	Hafen—Pre-Filing Bills	149	193	231	441	460	461	.....	.....	.....	.....	.....	A-441; A-460; F-835
116	Browning, et al—Fish & Game Fee Increases	158	193	263	679	679	680	.....	.....	.....	.....	.....	F-835
117	Jenkins, et al.—Raw Milk Bill	158	193	287	444	463	500	.....	.....	.....	.....	.....	X-463; X-499; A-500; F-835
118	Jenkins, et al.—Established Construction Standards	160	193	304	.....	.....	.....	.....	.....	.....	.....	.....	F-790
119	Kerr—Seed Label Act	160	193	349	.....	.....	.....	.....	.....	.....	.....	.....	F-790
120	Barlow, et al.—Reapportionment	160	193	390	.....	.....	.....	.....	.....	.....	.....	.....	F-790
121	Jenkins, et al.—State Office Hours	160	193	303	.....	.....	.....	.....	.....	.....	.....	.....	F-790
122	Browning, et al.—Withdrawal of Dugway Proving Ground for Leasing	160	193	231	442	443	443	580	.....	594	601	686	A-443
123	Lloyd—Fiduciary Bill	161	193	335	681	681	681	.....	.....	.....	.....	.....	F-835

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124	Lloyd, et al.—Voting for President and Vice-President	161	193	231	.....	.....	.....	.....	.....	.....	.....	.....	F-790
125	Lloyd—Uniform Division of Income Tax	161	193	243	.....	.....	.....	.....	.....	.....	.....	.....	F-790
126	Hafen, et al.—Remote TV Licenses	175	193	228	455	502	502	701	.....	737	759	.....	
127	Fowles, et al.—Regulating Real Estate Brokers	175	193	304	.....	.....	.....	.....	.....	.....	.....	.....	F-790
128	Fowles ,et al.—Fish & Game Retirement	175	193	361	.....	.....	.....	.....	.....	.....	.....	.....	F-790
129	Browning, et al.—Sweet Cream Butter	176	193	287	429	440	481	731	.....	779	819	.....	O-460; A-467; O-468; 0-481; X-731; C-742
130	Kerr, et al.—State Budget Director	176	193	232	790	791	791	803	.....	.....	.....	.....	
131	Hafen—Reporting Unclaimed Property	181	205	230	.....	.....	.....	.....	.....	.....	.....	.....	F-790
132	Jenkins, et al.—Minimum Crew Bill	182	205	305	522	.....	.....	.....	.....	.....	.....	.....	A-522; T-538; O-574; O-575
133	Jenkins, et al.—Occupation Tax Increase	182	205	243	.....	.....	.....	.....	.....	.....	.....	.....	F-790
134	Fowles, et al.—State Highway Bill	182	205	288	387	413	413	709	.....	738	759	.....	A-387; X-388; X-413
135	Lloyd, et al.—Suspension of Driver Licenses	182	205	289	420	420	420	552	.....	564	579	686	
136	Lloyd, et al.—Abstract of Traffic Convictions Required	183	205	243	420	420	420	552	.....	593	602	686	
137	Sowards, et al.—Weights and Measures	183	205	438	.....	.....	.....	.....	.....	.....	.....	.....	F-790
138	Grover, et al.—Hearing Aid Bill	194	205	303	.....	.....	.....	.....	.....	.....	.....	.....	F-790
139	Steen, et al.—Liquor by the Drink	194	205	415	651	.....	.....	.....	.....	.....	.....	.....	X-628; O-651
140	Fowles, et al.—Salaries of Officers of National Guard	199	223	360 300	655	674	679	783	.....	827	828	.....	A-655; X-674; X-679; O-784; O-796; C-796
141	Grover, et al.—Homestead Exemption	199	223	336	618	618	619	.....	.....	.....	.....	.....	F-835
1	2	3	4	5	6	7	8	9	10	11	12	13	14

SENATE BILLS (Continued)

1	2	3	4	5	6	7	8	9	10	11	12	13	14
142	Lloyd, et al.—Governor's Budget	199	223	303	.....	.....	.....	.....	.....	.....	.....	.....	F-790
143	Jenkins, et al.—Appropriation for Governor-Elect	199	223	302	363	373	374	.....	.....	.....	.....	.....	A-373; F-835
144	Sowards, et al.—Curriculum Revision Bill	206	223	253 598	.....	.....	.....	.....	.....	.....	.....	.....	F-790
145	Browning, et al.—Weber College Trustees	206	223	254	429	429	429	580	.....	616	622	.....	O-428
146	Steen, et al.—Initiative & Referendum—Counties	206	223	391	.....	.....	.....	.....	.....	.....	.....	.....	F-790
147	Sowards, et al.—Distribution of Electricity	206	223	305	696	.....	.....	.....	.....	.....	.....	.....	A-696; O-697
148	Hafen, et al.—Uniform Act for Simplification of Fiduciary Security Transfers	214	242	335	398	410	410	794	.....	827	828	.....	
149	Kerr, et al.—State Officers Pay Bill	214	242	300 451	656	677	693	774	.....	792	816	.....	A-691
150	Hafen, et al.—Univ. of Utah Medical Center	214	242	334	353	373	373	560	.....	586	602	686	
151	Hammond, et al.—Defrauding Hotels & Boarding Houses	215	242	304	456	456	457	.....	.....	.....	.....	.....	F-835
152	Hammond, et al.—Apartment Leins	215	242	305	456	457	457	.....	.....	.....	.....	.....	F-835
153	Memmott, et al.—Speed Limits on Highways	215	242	288	.....	.....	.....	.....	.....	.....	.....	.....	F-790
154	Memmott, et al.—Traffic Safety Coordinating Committee	215	242	289	.....	.....	.....	.....	.....	.....	.....	.....	F-790
155	Miller—State Office Bldg. Maintenance Appropriaiton	225	242	374	374	375	375	551	.....	563	578	617	
156	Lloyd, et al.—Grand Jury Act	225	242	335	397	409	409	.....	.....	.....	.....	.....	F-835
157	Sowards, et al.—Appellate Procedure of Oil & Gas Commission Rulings	232	242	335	.....	.....	.....	.....	.....	.....	.....	.....	F-790
158	Bullen, et al.—Fraudulent Degree Act	232	242	418	.....	.....	.....	.....	.....	.....	.....	.....	F-790
159	Hunter, et al.—Retail Motor Fuel Vendors' Price Posting Act	232	242	288	526	575	575	783	.....	791	816	.....	A-526; X-538; X-558
160	Barlow, et al.—Domestic Relations Amendments	233	242	334	605	.....	.....	.....	.....	.....	.....	.....	O-606; O-623; F-640
161	Kerr, et al.—State Planning Coordinator	246	262	599	.....	.....	.....	.....	.....	.....	.....	.....	F-790
162	Hafen, et al.—Appropriations to Education Under Mineral Leasing Act	247	262	479	645	645	645	710	.....	728	747	.....	
163	Hafen, et al.—Uniform Reciprocal Enforcement to Support Act	247	262	498	.....	.....	.....	.....	.....	.....	.....	.....	F-790

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164	Hunter, et al.—Registration of Trade-Marks	247	262	459	696	696	696	.....	.....	.....	.....	.....	F-835
165	Browning—Cigarette Tax	247	263	459	.....	.....	.....	.....	.....	.....	.....	.....	F-790
166	Hafen, et al.—Utah Non-Profit Act	255	263	407	442	461	521	.....	.....	.....	.....	.....	A-461; X-467; X-520; A-520; X-463; F-835
167	Bullen, et al.—Property Tax Exemptions	256	269	301	.....	.....	.....	.....	.....	.....	.....	.....	F-790
168	Waddingham, et al.—School Building Aid	256	269	478	493	505	506	609	.....	614	617	.....	A-505; V-672; O-680
169	Bullen, et al.—Property Assessment	257	269	301	493	506	506	610	.....	615	617	687	
170	Steen—Public Liquor License	260	269	.....	651	.....	.....	.....	.....	.....	.....	.....	X-628; O-651
171	Clegg, et al.—Uniform Motor Vehicle Assessment	260	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....	F-790
172	Ashton, et al.—Basic Science Law Second Examination	269	295	370	444	444	444	772	.....	776	823	.....	
173	Cox, et al.—Marriage Counseling	270	295	370	605	640	640	734	.....	737	759	.....	O-606; O-623; A-640
174	Hammond, et al.—Maintain Race Course on Salt Flats	270	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....	F-293
175	Hunter, et al.—Trading Stamp Equity Act	270	295	439	.....	.....	.....	.....	.....	.....	.....	.....	F-790
176	Browning—State Building Bond Act	270	295	598	.....	.....	.....	.....	.....	.....	.....	.....	F-790
177	Browning—State School Building Assis. Bonding Act	271	295	598	.....	.....	.....	.....	.....	.....	.....	.....	F-790
178	Hopkin, et al.—Utah Water & Power Board Loan	271	295	371	430	440	500	597	.....	615	622	687	A-430; X-460; X-499
179	Hunter, et al.—Bow & Arrow Hunting Prohibited	271	295	.....	.....	.....	.....	.....	.....	.....	.....	.....	F-314
180	Miller—Smoking Law	274	.....	.....	274	274	.....	.....	.....	.....	.....	.....	X-274; F-283
181	Barlow—Supt. of State Training Act	275	313	370	678	678	679	.....	.....	.....	.....	.....	F-835
1	2	3	4	5	6	7	8	9	10	11	12	13	14

SENATE BILLS (Continued)

1	2	3	4	5	6	7	8	9	10	11	12	13	14
182	Miller—Uranium Tax Bill	275	313	389	.....	.....	.....	.....	.....	.....	.....	.....	F-790
183	Jenkins—Small Business Corp. Act	275	313	407	.....	.....	.....	.....	.....	.....	.....	.....	F-790
184	Holman, et al.—Qualifications of County Attorneys	275	313	449	.....	.....	.....	.....	.....	.....	.....	.....	F-790
185	Jenkins, et al.—Utah Uniform Securities Act	275	313	489	.....	.....	.....	.....	.....	.....	.....	.....	F-790
186	Jenkins, et al.—Providing for the Purchase of Out-of-State School Service	276	313	450	.....	.....	.....	.....	.....	.....	.....	.....	F-790
187	Browning—Uniform School Reserve Fund	276	313	416	691	691	695	775	.....	792	815	.....	A-691; O-695; A-695
188	Grover, et al.—Party Mass Meeting & Convention Bill	276	313	533	.....	.....	.....	.....	.....	.....	.....	.....	F-790
189	Sowards—Definitions of Commercial Feeding Stuffs Terms	276	313	459	609	609	609	.....	.....	.....	.....	.....	F-835
190	Jenkins—Power & Authority of the State Securities Commission	289	313	489	644	644	644	725	.....	778	821	.....	
191	Jenkins, et al.—Lewdness and Obscenity Act	289	313	448	528	.....	.....	.....	.....	.....	.....	.....	T-528; O-790; F-790
192	Jenkins, et al.—Injunctive Proceedings for Obscenity Act	290	313	448	528	.....	.....	.....	.....	.....	.....	.....	T-528;O-790;F-790
193	Barlow, et al.—Recording of Releases and Assignments	290	313	449	453	490	491	710	.....	729	746	.....	A-491
194	Jenkins—Public Accountancy Act Experience Requirements	290	313	416	.....	.....	.....	.....	.....	.....	.....	.....	F-790
195	Jenkins—Qualifications of Tax Commissioners	290	313	451	658	.....	.....	.....	.....	.....	.....	.....	F-658
196	Jenkins—Powers of the State Aeronautics Commission	290	313	407	.....	.....	.....	.....	.....	.....	.....	.....	F-790
197	Schmiett—Additional State Song	291	313	416	.....	.....	.....	.....	.....	.....	.....	.....	F-790
198	Hinton, et al.—Duties of Board on Alcoholism	291	313	415	.....	.....	.....	.....	.....	.....	.....	.....	F-790
199	Cox, et al.—Appropriation—Snow College	291	313	517	.....	.....	.....	.....	.....	.....	.....	.....	F-790
200	Waddingham, et al.—Power of Water & Power Board	291	313	371	643	644	644	724	.....	738	758	.....	
201	Fowles, et al.—Classification of Counties	291	313	532	550	558	.....	.....	.....	.....	.....	.....	T-575; O-790; F-790
202	Hammond, et al.—State Road Commission Bill	292	313	532	.....	.....	.....	.....	.....	.....	.....	.....	F-790

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203	Hammond, et al.—Salt Flats Race Course	292	313	407	444	463	467	580	.....	594	603	686	O-463; O-464; A-467
204	Hinton, et al.—Rotating Ballot Act	292	313	533	682	682	682	814	.....	.....	.....	.....	A-682; O-814
205	Steen—Alcoholism Board	292	313	477	.....	.....	.....	.....	.....	.....	.....	.....	F-790
206	Barlow, et al.—Buildings & Improvements on Capitol Grounds	292	313	415	694	694	695	774	.....	793	816	.....	
207	Clegg, et al.—Time & Terms of Election of Board of Education Members	293	313	418	.....	.....	.....	.....	.....	.....	.....	.....	F-790
208	Kerr, et al.—Life Insurance on Variable Basis	293	313	437	607	671	704	.....	.....	.....	.....	.....	X-607; X-627; A-627; O-641; O-674; A-674; O-680; O-700; A-704; F-835
209	Mantes, et al.—State Insurance Fund	293	313	477	.....	.....	.....	.....	.....	.....	.....	.....	F-790
210	Memmott, et al.—Telephone Rate Bill	295	333	437	.....	.....	.....	.....	.....	.....	.....	.....	F-790
211	Lloyd—Hypnotism	295	333	417	.....	.....	.....	.....	.....	.....	.....	.....	F-790
212	Browning—State Parks Bonding Act	205	333	599	.....	.....	.....	.....	.....	.....	.....	.....	F-790
213	Steen—Tobacco Sales & Purchases—Minors	306	334	418	452	464	.....	.....	.....	.....	.....	.....	A-452; A-464; O-464
214	Jenkins, et al.—Prostitution	314	348	490	529	545	700	.....	.....	.....	.....	.....	A-545; T-546; O-699; A-699; F-835
215	Hafen—Unform System of Accounts	314	348	584	646	646	647						F-835
216	Hafen—Functions of State Auditor	314	348	478	647	647	647						F-835
217	Governor—Direct Primary Election Law	314	348	489	629								O-639
218	Memmott, et al.—Educational Television	329	348	475	645	645	645	725	.....	736	758	.....	
219	Jenkins—Relating to County Convention Mass Meetings and Primary Conventions	329	348	478	.....	.....	.....	.....	.....	.....	.....	.....	F-790
1	2	3	4	5	6	7	8	9	10	11	12	13	14

SENATE BILLS (Continued)

1	2	3	4	5	6	7	8	9	10	11	12	13	14
220	Jenkins, et al.—County Tax Levy for Sick & Poor	329	348	498	.....	.....	.....	.....	.....	.....	.....	.....	F-790
221	Miller—State Employee Group Insurance Plan	330	349	478	.....	.....	.....	.....	.....	.....	.....	.....	F-790
222	Barlow, et al.—Mandatory Local Sales Tax	342	371	459	.....	.....	.....	.....	.....	.....	.....	.....	F-790
223	Barlow, et al.—Great Salt Lake Authority	342	371	572	.....	.....	.....	.....	.....	.....	.....	.....	F-790
224	Lloyd, et al.—Small Claims Court	342	372	490	529	529	529	580	.....	594	602	.....	A-529
225	Lloyd—Defining Lotteries	343	372	490	.....	.....	.....	.....	.....	.....	.....	.....	F-790
226	Lloyd, et al.—Board of Correction	343	372	477	644	671	674	766	.....	776	820	.....	A-644; O-671; O-673
227	Waddingham, et al.—County Service Areas Act	343	372	488	530	546	546	591	.....	638	660	.....	O-529; A-546
228	Hunter—Escheating Unredeemed Stamps	343	372	460	.....	.....	.....	.....	.....	.....	.....	.....	F-790
229	Cox—Increase in Individual Income Tax	344	372	484	.....	.....	.....	.....	.....	.....	.....	.....	F-790
230	Lloyd—Insufficient Funds Checks	344	372	518	.....	.....	.....	.....	.....	.....	.....	.....	F-790
231	Barlow, et al.—Transportation of Coal	344	372	488	680	681	681	766	.....	794	817	.....	
232	Jenkins—Labeling of Foods	344	372	532	.....	.....	.....	.....	.....	.....	.....	.....	F-790
233	Memmott, et al.—Insuring State Buildings	350	372	583	.....	.....	.....	.....	.....	.....	.....	.....	F-790
234	Hunter, et al.—Fish and Game License Fees	351	372	498	680	.....	.....	.....	.....	.....	.....	.....	T-680; O-790; F-790
235	Holman, et al.—Insuring State Employees in Airplanes	351	372	583	.....	.....	.....	.....	.....	.....	.....	.....	F-790
236	Jenkins—County Improvement Districts—Assessment	351	412	597	683	683	683	.....	.....	.....	.....	.....	A-683; F-835
237	Barlow, et al.—Increase in Justice of Peace Fees	365	412	518	619	619	619	.....	.....	.....	.....	.....	A-619; F-835
238	Hinton, et al.—Sales Tax Collection Expense	365	412	484	798	798	799	814	.....	826	829	.....	X-787; A-798
239	Mantes, et al.—Publications of Industrial Commissioner	366	412	584	693	693	693	.....	.....	.....	.....	.....	F-835
240	Hinton, et al.—Legislative Standing Committee	366	412	584	683	.....	.....	.....	.....	.....	.....	.....	A-683; O-684
241	Hopkin—Direct Primary	366	412	582	.....	.....	.....	.....	.....	.....	.....	.....	F-790
242	Hafen—State Park Installment Purchase Plan	366	412	572	607	609	609	751	.....	780	798	.....	A-607; C-751
243	Hinton, et al.—Eliminate Federal Income Tax Offset	367	412	484	.....	.....	.....	.....	.....	.....	.....	.....	F-790
244	Mantes, et al.—Compulsory Elevator Insurance	367	412	485	693	700	.....	.....	.....	.....	.....	.....	O-694; F-700
245	Mantes, et al.—Boiler Insurance Law	367	412	485	693	.....	.....	.....	.....	.....	.....	.....	O-694; F-700
246	Hinton, et al.—College Registration Fees	367	412	504	681	.....	.....	.....	.....	.....	.....	.....	F-695
247	Grover, et al.—Time of Primary Election	367	412	583	.....	.....	.....	.....	.....	.....	.....	.....	F-790

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248	Grover, et al.—Time of Convention	368	412	583	.....	.....	.....	.....	.....	.....	.....	.....	F-790
249	Cox, et al.—Geological Survey Fund Earmarking	368	412	504	.....	.....	.....	.....	.....	.....	.....	.....	F-790
250	Mantes, et al.—Industrial Inspections	431	446	496	693	693	694	.....	.....	.....	.....	.....	F-835
251	Schmiett—Uintah Basin College	431	446	497	549	549	550	711	.....	728	758	.....	
252	Miller—Maintenance—State Office Buildings	491	496	572	624	624	624	751	.....	780	820	.....	
253	Jenkins, et al.—Salaries of Appointive Officers	491	496	571	657	675	675	773	.....	824	836	.....	A-657; A-675; O-784; O-796; C-796
254	Hopkn, et al.—School Merit Program	545	556	.....	677	678	678	.....	.....	.....	.....	.....	O-703; O-727; O-743; O-744; F-835
255	Jenkins, et al.—University Mortgage Act	564	594	.....	677	678	678	773	.....	793	817	.....	
256	Hopkin, et al.—State Building Project	622	.....	.....	624	624	625	753	.....	779	819	.....	
257	Hopkin, et al.—Loan for State Building	622	.....	.....	626	626	627	752	.....	778	818	.....	
258	Lloyd—Road Commission Loans	639	.....	.....	639	639	639	766	.....	781	818	.....	
259	Memmott, et al.—KUED Television	654	.....	.....	655	655	655	764	823	826	836	.....	O-765| O-798; 0-825
260	Waddingham, et al.—School Building Aid	782	.....	.....	783	783	783	815	.....	828	836	.....	

SENATE RESOLUTIONS

Number	AUTHOR — TITLE (Abbrev.)	Introduced and Read First Time	Rules Committee	Standing Committees	Read Second Time	Read Third Time	Transmitted to House	Received From House	Concur; Conference Committee	Signed by President	Signed by Speaker	Signed by Governor 1959	REFERENCES
1	Grover, et al.—Forbidding Certain Appropriations.....	215	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....	T-216; O-790; F-790
3	Bullen—Revesting Title Benson-Bear Lake Irrigation Co.....	717	.....	.....	717	717	.....	.....	.....	.....	.....	.....	
4	Schmiett, Revesting Title Dry Gulch Irrigation Co.....	719	.....	.....	720	720	.....	.....	.....	.....	.....	.....	

REFERENCES
X — Special Order
F — Enacting Clause
V — Veto
T — Tabled
C — Concurred
U — Unfinished Business
S — Sifting
O — Other Action
* — Action After Session
A — Amended

SENATE JOINT RESOLUTIONS

Number	AUTHOR — TITLE (Abbrev.)	Introduced and Read First Time	Rules Committee	Standing Committees	Read Second Time	Read Third Time	Transmitted to House	Received From House	Concur; Conference Committee	Signed by President	Signed by Speaker	Signed by Governor 1959	REFERENCES X — Special Order F — Enacting Clause V — Veto T — Tabled C — Concurred U — Unfinished Business S — Sifting O — Other Action * — Action After Session A — Amended
1	Fowls, et al.—Savings Bond Program	31	64	213	296	296	296	345	.....	371	402	.....	
2	Fowles, et al.—Compensation of Officers and Employees	51	.....	.....	52	52	52	80	.....	86	93	.....	
3	Lloyd, et al.—Compensaton of Legislators	58	64	121	133	149	163	446	499	637	661	.....	X-149; A-163; O-446; O-469; O-614
4	Hafen, et al.—State Officers Amendment	70	149	232	.....	.....	.....	.....	.....	.....	.....	.....	F-790
5	Hafen, et al.—Legislative Auditor	70	106	.....	.....	.....	.....	.....	.....	.....	.....	.....	F-790
6	Browning, et al.—Exempt Tangible Property	88	95	146	201	208	209	424	.....	447	466	.....	
7	Hinton, et al.—State Employment Committee	91	106	180	.....	.....	.....	.....	.....	.....	.....	.....	F-790
8	Hunter, et al.—Constitutional Amendments	95	116	245	.....	.....	.....	.....	.....	.....	.....	.....	
9	Fowles, et al.—Motor Fuel Taxes	95	106	181	268	277	377	512	.....	528	536	.....	X-181; X-233; X-267; X-277; X-338; X-363; X-377
10	Fowles, et al.—Interim Insurance Comm	116	129	180	364	374	374	591	.....	616	623	.....	
11	Jenkins, et al.—National Veterans' Cemetery	122	129	179	.....	.....	.....	.....	.....	.....	.....	.....	F-790
1	2	3	4	5	6	7	8	9	10	11	12	13	14

SENATE JOINT RESOLUTIONS (Continued)

1	2	3	4	5	6	7	8	9	10	11	12	13	14
12	Cox—Publication of Proposed Amendments	158	193	231 245	.....	.....	.....	.....	.....	.....	.....	.....	O-236; F-790
13	Holman, et al.—Escalante Water System	183	.....	.....	184	184	184	195	.....	202	203	.....	
14	Hammond, et al.—Commending ROTC	199	223	254	.....	.....	.....	.....	.....	.....	.....	.....	F-790
15	Cox, et al.—Electors for Pres. & Vice Pres. for District of Columbia	206	224	336	364	364	364	427	.....	448	466	.....	
16	Clegg, et al.—Vehicle Tax Amendment	260	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....	F-790
17	Grover—Minimum School Program	315	372	475	.....	.....	.....	.....	.....	.....	.....	.....	F-790
18	Kerr—Promontory as a National Monument	351	372	479	.....	.....	.....	.....	.....	.....	.....	.....	F-790
19	Barlow, et al.—Recalling S. B. No. 56	454	.....	.....	454	454	454	455	.....	456	457	.....	
20	Hammond—Congratulations to Amvets	479	486	.....	486	486	486	492	.....	517	536	.....	
21	Memmott, et al.—National Fuels Policy	518	.....	.....	519	519	519	537	.....	547	554	.....	O-592; 0-610; A-788; O-789; O-803
22	Fowles—Cong. to Thiokol Chemical	519	.....	.....	519	519	519	537	.....	548	554	.....	
23	Hinton, et al.—Legislative Council Referrals	785	.....	.....	785	785	785	795	.....	826	829	.....	

SENATE CONCURRENT RESOLUTIONS

Number	AUTHOR — TITLE (Abbrev.)	Introduced and Read First Time	Rules Committee	Standing Committees	Read Second Time	Read Third Time	Transmitted to House	Received From House	Concur; Conference Committee	Signed by President	Signed by Speaker	Signed by Governor 1959	REFERENCES
1	Hopkin, et al.—Domestic Industry Protection Resolution	77	81	228	455	455	455	710	.....	729	748	.....	
2	Hafen—Dixie Project	158	193	224	528	528	528	537	.....	547	554	618	
3	Hopkin, et al.—Welcome to Cattlemen's Assoc	158	.....	.....	159	159	159	159	.....	164	189	.....	
4	Bullen, et al.—Renewal of Sugar Act	274	313	458	649	649	649	726	.....	739	822	.....	
5	Lloyd, et al.—Control of Mineral Imports	351	372	479	649	649	650	726	.....	738	760	.....	
6	Hopkin, et al.—Opposing Nat'l Wilderness	365	412	497	650	650	650	735	.....	777	822	.....	C-735
7	Fowles—Colorado River Crossing at Hite	592	.....	.....	592	592	593	630	.....	670	699	773	

REFERENCES
X — Special Order
F — Enacting Clause
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T — Tabled
C — Concurred
U — Unfinished Business
S — Sifting
O — Other Action
* — Action After Session
A — Amended

HOUSE BILLS

Number	AUTHOR — TITLE (Abbrev.)	Received From House Read First Time	Standing Committees	Read Second Time	Read Third Time	Returned to House	Signed by President	Signed by Governor 1959	REFERENCES
1	Mrs. Vance, et al.—Community Mental Health	404	488	589	603	604	703	772	X-569
2	Lundell, et al.—Shorten Hunting Season	203	263	309	319	319	435	543	
3	Mrs. Vance, et al.—State Mental Health	404	487	590	604	604	667	772	X-569
4	Evans, et al.—State & Federal Affairs Boating Act	469	584	707	707	708	770	.....	
5	Welch, et al.—Request Under Trust	114	336	393	408	408	472	512	
6	Welch, et al.—Perpetuities of Retirement & Pension Funds	115	337	394	408	408	470	512	
7	Evans, et al.—Vocational School Funds	167	198	226	248	249	286	423	
8	Wilkinson, et al.—Mosquito Abatement	237	391	.....	.....	.....	.....	.....	F-790
9	Mahoney, et al.—Aeronautical Regulation Act	128	171	226	247	247	285	423	
10	Mahoney, et al.—Commercial Flight Act	127	172	226	248	248	285	423	
11	Gardner, et al.—Gas Tax Refund	469	544	.....	.....	.....	.....	.....	F-790
12	Bowen, et al.—Specialty Contractors	168	303	322	322	322	422	.....	O-185; O-186; O-253
13	Bowen ,et al.—Contractors License	204	229	298	316	316	400	.....	
16	Cannon, et al.—Purchases from Public Funds	140	180	226	.....	297	.....	.....	A-296; O-296
18	Sheffield, et al.—Attorneys Fees Contractors Bonds	128	246	308	318	319	401	512	
19	Lundell, et al.—Posting Hunting Area Fee	196	263	310	.....	310	.....	.....	O-310
20	Hebertson, et al.—Nurseryman Fees	446	477	718	718	718	774	.....	
21	Warren, et al.—Weight & Brakes on Trailers	432	475	708	740	741	811	.....	A-720; A-740; C-767
22	Harward, et al.—Matching Federal Education Funds	241	294	319	319	320	400	445	
23	Gardner, et al.—Home Slaughtering	238	334	394	502	503	581	.....	X-394; X-481; V-754; O-755
26	Welch, et al.—Interstate Succession	204	244	307	318	318	436	512	
27	Rawlings, et al.—City Court Judge Salaries	723	.....	745	745	745	811	.....	
28	Rawlings, et al.—State Law Library	723	.....	746	746	746	800	.....	

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HOUSE BILLS (Continued)

Number	AUTHOR — TITLE (Abbrev.)	Received From House Read First Time	Standing Committees	Read Second Time	Read Third Time	Returned to House	Signed by President	Signed by Governor 1959	REFERENCES X — Special Order F — Enacting Clause V — Veto T — Tabled C — Concurred U — Unfinished Business S — Sifting O — Other Action * — Action After Session A — Amended
29	Monroe, et al.—Damage by Game Animals	433	497	.....	.....	.....	.....	.....	F-790
30	Taylor, et al.—Historians Society Revolving Fund	369	417	.....	.....	.....	.....	.....	O-659; F-790
32	Welch, et al.—Attorney Fees—Corrupt Practices	204	246	308	318	318	401	512	
33	Brusatto, et al.—Collective Bargaining	347	451	573	600	600	667	.....	X-509; X-558
35	Pace, et al.—Testing Milk	516	616	.....	.....	.....	.....	.....	F-790
39	Gardner, et al.—Treated Grain	211	349	.....	.....	.....	.....	.....	F-790
40	Gardner, et al.—Define Insecticides	211	361	394	408	409	495	573	
41	Gardner, et al.—Legislator's Mileage	211	230	307	317	317	435	511	
42	Welch, et al.—Wage Suits Attorney's Fee	204	243	307	317	317	401	512	
43	Rawlings, et al.—Supervision by Motor Vehicle Dealers Ass'n	370	417	565	565	566	634	828	A-565; C-581
45	Sheffield, et al.—Mechanics Lien Attorneys Fee	210	244	307	317	318	400	512	
47	Pace, et al.—Filled Milk	168	225	297	315	315	559	618	
48	Pace, et al.—Dairy Advisory Board Selection	168	225	297	315	315	560	618	A-297; C-345
49	Andersen, et al.—Transcripts by Court Reporters	405	450	586	586	587	635	.....	
50	Andersen, et al.—Compensation of Court Reporters	612	.....	745	745	745	801	.....	
51	Taylor, et al.—Alien Hunting Licenses	169	228	298	316	393	559	618	A-392-393; O-382; C-423
52	Taylor, et al.—Salary of Tax Commission	633	.....	652	652	652	727	.....	
53	Harward, et al.—Fish & Game Definitions	169	228	298	316	316	435	511	
54	Mrs. Vance, et al.—Publishing Election Notices	219	302	321	321	392	643	732	O-321; O-392
55	Mrs. Vance, et al.—Fees of Registration Agents	210	230	306	317	317	421	543	
56	Mrs. Vance, et al.—County Recorder Fees	369	391	396	396	396	472	543	
57	Wilkinson, et al.—Quality of Brake Fluid	402	450	.....	.....	.....	.....	.....	F-790
58	Burningham, et al.—State Arboretum	220	254	309	714	715	813	.....	A-309; T-309; O-714; C-733
1	2	3	4	5	6	7	8	9	10

HOUSE BILLS (Continued)

1	2	3	4	5	6	7	8	9	10
59	Mrs. Ballif, et al.—Committee of Psychologists	273	302	320	321	321	434	543	
60	Rawlings, et al.—Weights for Vehicles of Interstate Highways	432	474	567	575	641	702	828	X-576; X-641
62	Mrs. Ballif, et al.—School Finance Bill	347	418	507	526	539	646	.....	A-508; X-522; A-526; X-526; A-539; O-562; O-581; O-605; 0-610; V-698
63	Mrs. Ballif, et al.—Tax Levy for School Finance Bill	347	390	509	539	539	636	.....	X-522; V-698
64	Wilkinson, et al.—Raising Motor Vehicle Inspection	403	419	708	708	709	768	.....	
65	Mrs. Vance, et al.—City Electors Funds	137	391	396	396	397	559	.....	
66	Jenkins, et al.—Unemployment Compensation Benefits	283	390	395	395	395	471	543	
68	Mrs. Vance, et al.—Election Supplies	211	230	306	316	316	402	543	
71	Dalton, et al.—Fees of License Agents and Minimum Fine	483	582	749	749	749	814	.....	
73	Taylor, et al.—Mechanics Liens Landscaping	516	531	.....	.....	.....	.....	.....	F-790
74	Sheffield, et al.—Exempting Federal Highway Contractors	403	450	722	743	744	813	.....	
76	Lundell, et al.—Injunction by Industrial Commission	403	451	.....	.....	.....	.....	.....	F-790
77	Rawlings, et al.—Exempting Registration of Boat Trailers	386	476	567	576	576	702	.....	O-588; O-590; O-600; A-600; O-642
78	Sonntag, et al.—Options to Insured to Receive Dividends from Participating Policy	311	439	587	588	588	643	732	
79	Sonntag, et al.—Non-forfeiture in Life Insurance Policies in Utah	312	438	587	589	589	668	732	A-588; C-611
80	Sonntag, et al.—Valuation of Life Insurance	312	438	587	588	588	643	733	
82	Rawlings, et al.—Transfer Motor Fuel Taxes to State Boating Fund	482	497	708	708	708	770	.....	
84	Mrs. Vance, et al.—New Welfare Act	569	585	704	704	705	836	.....	A-704; O-799; O-822; C-831
89	Johnson, et al.—Increase Bounty Fund Mill Levy on Sheep	483	498	566	566	566	636	.....	
91	Mahoney, et al.—Sanitary Drinking Cups and First Aid on Cabooses	516	544	705	705	706	802	.....	A-706; O-712; A-713; O-714
92	Brusatto, et al.—Execution of Death Penalty	299	449	715	715	715	770	.....	
93	Burningham, et al.—Creating a State Museum of Natural History	237	302	321	.....	.....	.....	.....	T-321; O-790; F-790
95	Brusatto, et al.—Income Tax Exemptions—Old Age	469	483	.....	.....	.....	.....	.....	F-790
96	Williams, et al.—Names College of Eastern Utah	369	419	568	.....	.....	.....	.....	O-568
98	Gardner, et al.—County Flood Control	687	.....	.....	.....	.....	.....	.....	F-790

HOUSE BILLS (Continued)

Number	AUTHOR — TITLE (Abbrev.)	Received From House Read First Time	Standing Committees	Read Second Time	Read Third Time	Returned to House	Signed by President	Signed by Governor 1959	REFERENCES X — Special Order F — Enacting Clause V — Veto T — Tabled C — Concurred U — Unfinished Business S — Sifting O — Other Action * — Action After Session A — Amended
99	Mrs. Vance, et al.—Mass Meetings for County Convention Delegates	283	417	.....	.....	.....	.....	.....	F-790
101	Mrs. Vance, et al.—Certification of Delegates by Voting District Office	283	416	.....	.....	.....	.....	.....	F-790
102	Mrs. Vance, et al.—Eliminating Instructions to Voters	220	301	320	320	320	434	543	
103	Mrs. Loveridge, et al.—Utah Coordinating Council on Aging	642	.....	709	709	714	801	.....	U-714
109	Brusatto, et al.—Failng to Return Rented Equipment	433	475	718	719	719	775	.....	
110	Welch, et al.—Failing to Return Equipment (Rented)	665	.....	764	764	764	832	.....	
111	Brusatto—Civil War Veterans Benefit Repealed	220	.....	.....	.....	.....	.....	.....	O-240
112	Mrs. Vance, et al.—Closing Polls at 7:00 P.M.	219	301	320	320	320	402	511	
113	Mrs. Vance, et al.—Eliminating Joint Count by Election Judges	299	415	.....	.....	.....	.....	.....	F-790
114	Mrs. Vance, et al.—Increase Fees of Election Judges	237	336	394	409	409	472	543	
117	Rawlings, et al.—Permitting Corporations to Pay Fifteen Per Cent Interest	630	.....	.....	.....	.....	.....	.....	F-790
118	Rawlings, et al.—Extending Validity of Motor Vehicles	663	.....	.....	.....	.....	.....	.....	F-790
119	Brusatto, et al.—Deleting Reference to Labor Unions in Apprenticeship	433	452	595	595	596	667	.....	
120	Brusatto, et al.—Employment of Apprentices on Public Works	433	452	565	565	565	635	.....	
121	Sonntag, et al.—Extending Time for Domestic Insurance Companies to Increase Stock	661	.....	716	716	716	801	.....	
123	Sonntag, et al.—Drivers License-Increase Fee, Shorten Period	633	.....	721	721	742	811	.....	O-721; O-734; O-741
124	Sonntag, et al.—Raising Driver License Fees and Shortening Renewal Time	631	.....	721	742	742	812	.....	
1	2	3	4	5	6	7	8	9	10

HOUSE BILLS (Continued)

1	2	3	4	5	6	7	8	9	10
125	Tracy—Appropriation for Pageant of the West	689	.....	786	.....	.....	.....	.....	O-786
127	Rawlings, et al.—Increase Public Liability Insurance Requirment	561	570	789	789	789	831	.....	
128	Rawlings, et al.—Release Employee Driver from Suspension Provisons of Financial Responsibility Law	561	570	789	789	790	833	.....	
129	Rawlings, et al.—Requiring Proof of Financial Responsibility After Suspension of Revocation	561	570	789	789	790	830	.....	
130	Costello, et al.—Safety Code in Transporting Workers	560	571	716	716	741	802	.....	O-741; A-741; C-767
132	Sonntag, et al.—Increased Percentage in Insurer's Assets Which May Be Invested	525	544	589	603	603	668	733	
133	Squire—Excepting Trailers Pulled by Pickup Trucks From Registration	631	659	.....	.....	.....	.....	.....	F-790
134	Brusatto, et al.—Permit State Treasurer to Invest in Municipal Bonds to Finance Miner's Hospital	406	476	595	595	595	668	.....	
136	Gardner, et al.—Appropriate $58,391.78 to Vehicle Control Fund	403	439	586	586	586	634	.....	
137	Gardner, et al.—Smoking in Public Conveyances	405	488	.....	.....	.....	.....	.....	F-790
140	Brockbank, et al.—Repeal Need to File Campaign Expenses	665	.....	750	763	763	831	.....	T-761; A-762; A-763; C-800
143	Rawlings, et al.—Excepting Aromatic Hydro-Carbons from Definitions of Motor Fuel	612	.....	720	720	721	775	.....	C-752
147	Aiken, et al.—Modify Sterilization of the Mentally Impaired	689	.....	722	743	743	813	.....	
150	Mahoney, et al.—Permitting State Road Commission to Settle Claims up to $2,000	688	.....	.....	.....	.....	.....	.....	F-790
152	Mrs. Vance, et al.—Lowering Employment Age of Minors to Fifteen Years	712	.....	.....	.....	.....	.....	.....	F-790
153	Welch, et al.—Increase Salaries of Deputy District Attorneys	723	.....	744	744	744	812	.....	
154	Rawlings, et al.—Increase Salaries of District Attorneys	724	.....	744	745	745	803	.....	
158	Smith, et al.—Raising Fine for Discharge of Firearms from Highway	570	582	.....	.....	.....	.....	.....	F-790
159	Squire, et al.—Extensive Amendment of Traffic Control Provisions of Motor Vehicle Code	562	571	809	810	810	833	.....	

HOUSE BILLS (Continued)

Number	AUTHOR — TITLE (Abbrev.)	Received From House Read First Time	Standing Committees	Read Second Time	Read Third Time	Returned to House	Signed by President	Signed by Governor 1959	REFERENCES X — Special Order F — Enacting Clause V — Veto T — Tabled C — Concurred U — Unfinished Business S — Sifting O — Other Action * — Action After Session A — Amended
162	Rawlins, et al.—Notices of Formation of Special Purposes Dstricts to Tax Commission & Secretary of State	663	.....	.....	.....	.....	.....	.....	F-790
163	Cochran, et al.—Salaries First Class Cities	525	638	652	653	653	728	.....	A-652; C-698
164	Spence—Protection of Workmen in Evacuation Work	690	.....	.....	.....	.....	.....	.....	F-790
166	Brusatto—Shorter Terms for Water District Trustees	524	597	715	715	716	771	.....	
169	Warren—Reducing Limitation of Medical Expense Deduction on Income Tax	690	.....	.....	.....	.....	.....	.....	F-790
172	Taylor, et al.—Authorize State Building Board to Receive and Expend Federal Funds for Educational Buildings	631	.....	.....	.....	.....	.....	.....	F-790
183	Taylor, et al.—Appropriating $84,000 for Community Employment Programs	611	.....	716	716	716	771	.....	
186	Taylor, et al.—Include Weber College in Registration & Tuition Fee Schedule of Universities	514	553	761	761	762	832	.....	
187	Taylor, et al.—Include Weber College in Building Programs of Universities	515	533	705	705	706	769	.....	
188	Taylor, et al.—Include Weber College in Finance Commission Approval of Expenditures by Universities	515	534	706	706	707	768	.....	
189	Taylor, et al.—Changing Designation of Normal Scholarships Pertaining to Weber College	515	534	707	707	707	768	.....	
191	Welch, et al.—Bar to Liability of Physician Giving Emergency Treatment at Scene of Accident	632	.....	718	718	718	771	.....	
194	Brusatto, et al.—Driver Education for Private School Pupil	632	.....	.....	.....	.....	.....	.....	F-790
195	Rees, et al.—Redeposit in School Employees Retirement Fund	513	534	565	565	565	634	772	
1	2	3	4	5	6	7	8	9	10

HOUSE BILLS (Continued)

1	2	3	4	5	6	7	8	9	10
197	Memmott, et al.—Industrial Development Creating an Industrial Development Board	664	.....	764	764	764	833	.....	A-764; C-800
198	Taylor, et al.—Annuities for Weber College Faculty	514	534	707	707	707	767	.....	
199	Rawlings, et al.—Change Procedure in Collecting Personal Property Taxes Responsibility of Treasurer to Assessor	514	531	567	568	568	635	732	
200	Rawlings, et al.—Change Procedure in Collecting Personal Property Taxes	514	532	567	568	568	636	732	
204	Sonntag, et al.—One Third Unit for Fourteen Week Summer School	664	.....	.....	.....	.....	.....	.....	F-790
205	Sonntag, et al.—School Program for Gifted Children	665	.....	.....	.....	.....	.....	.....	F-790
206	Gardner, et al.—Legislative Purchasing	689	.....	808	808	809	834	.....	
207	Gardner, et al.—Great Salt Lake Authority	613	.....	750	756	756	.....	.....	A-755; O-809; O-824
212	Anderson, et al.—Railroad Corporation under Code	346	406	502	506	506	581	.....	X-493
214	Brockbank, et al.—Change from Committee to Board of Cosmetology	663	.....	750	763	763	834	.....	T-755; O-762
220	Evans, et al.—Appropriation—Legislative Conference	666	.....	808	.....	.....	.....	.....	F-808
222	Squire, et al.—State-wide Driver Education	690	.....	.....	.....	.....	.....	.....	F-790
224	Cochran—Set City Commission Meeting by Ordinance	525	597	.....	.....	.....	.....	.....	F-790
226	Memmott, et al.—Insurance Commission Regulation of Motor Clubs	661	.....	787	.....	.....	.....	.....	T-788; O-790; F-790
227	Harward, et al.—Deficit Appropriation Bill	751	.....	785	785	786	830	.....	
230	Mrs. Vance, et al.—Appropriation—Schools for the Deaf and Blind	632	.....	705	705	705	769	.....	
240	Mrs. Fanning, et al.—Protective Safeguards for Individuals Mentally Ill and Providing for Jury Trials	662	.....	.....	.....	.....	.....	.....	F-790
241	Gunnell, et al.—Labeling of Poultry Products	688	.....	.....	.....	.....	.....	.....	F-790
244	Macfarlane, et al.—Delete Special Certificate for Kindergarten Teachers	664	.....	.....	.....	.....	.....	.....	F-790
245	Evans, et al.—Appropriation—Job Study	427	.....	427	427	428	470	543	
246	Jenkins, et al.—Procedure for Withdrawal of Water and Sewage Districts	662	.....	.....	.....	.....	.....	.....	F-790

HOUSE BILLS (Continued)

Number	AUTHOR — TITLE (Abbrev.)	Received From House Read First Time	Standing Committees	Read Second Time	Read Third Time	Returned to House	Signed by President	Signed by Governor 1959	REFERENCES
247	Jenkins, et al.—Procedure for Withdrawal of Cemetery District	661	.....	.....	.....	.....	.....	.....	F-790
248	Brockbank, et al.—Strong Mayor for First Class Cities	.....	.....	.....	.....	.....	.....	.....	F-790
252	Squre—Raise Driver Education Tax	666	.....	.....	.....	.....	.....	.....	F-790
255	Evans, et al.—Workman's Compensation	611	.....	669	669	669	769	.....	
256	Costello, et al.—Occupational Diseases	611	.....	669	669	670	727	.....	
259	Brusatto, et al.—Fees of Jurors	689	.....	.....	.....	.....	.....	.....	F-790
266	Squire—Driver's Permits	712	.....	.....	.....	.....	.....	.....	F-790
269	Cochran, et al.—Incorporation of District Bonding	662	.....	748	748	749	835	.....	
271	Brockbank, et al.—Water Conservancy District	612	.....	722	743	782	830	.....	O-781
278	Gardner, et al.—Grazing Leases	688	.....	.....	.....	.....	.....	.....	F-790
279	Rawlings, et al.—Civil War Widow	662	.....	.....	.....	.....	.....	.....	F-790
281	Gardner, et al.—Trade Education	666	.....	810	810	810	835	.....	
282	Gardner, et al.—Appropriation for Support of Utah State Government, 1961-1963	613	.....	627	628	628	802	.....	A-627; C-630
283	Costello, et al.—Standard Inspection Fee for Boilers	687	.....	.....	.....	.....	.....	.....	F-790
284	Gunnell, et al.—Painting of Highway Patrol Vehicles	665	.....	.....	.....	.....	.....	.....	F-790
286	Gardner, et al.—Supplemental Appropriation Act	757	.....	799	807	808	832	.....	X-787; A-807; C-824
287	Taylor, et al.—Establishing State-Supported Minimum School Program	740	.....	756	756	787	834	.....	X-744; A-756; A-786; C-799
288	Taylor, et al.—Tax Levy for School Finance Bill	735	.....	761	761	761	835	.....	

REFERENCES
X — Special Order
F — Enacting Clause
V — Veto
T — Tabled
C — Concurred
U — Unfinished Business
S — Sifting
O — Other Action
* — Action After Session
A — Amended

HOUSE JOINT RESOLUTIONS

Number	AUTHOR — TITLE (Abbrev.)	Received From House Read First Time	Standing Committees	Read Second Time	Read Third Time	Returned to House	Signed by President	Signed by Governor 1959	REFERENCES X — Special Order F — Enacting Clause V — Veto T — Tabled C — Concurred U — Unfinished Business S — Sifting O — Other Action • — Action After Session A — Amended
2	Evans, et al.—Condolence to Representative Ballif on Death of Mother	111	.....	112	112	112	252	.....	
3	Mrs. Vance, et al.—Condolence to Representative Mahoney on Death of Mother	112	.....	112	112	112	251	.....	
4	Mrs. Vance, et al.—Condolence to Representative Fanning on Death of Husband	112	.....	113	113	113	253	.....	
5	Mrs. Vance, et al.—Condolence to Family of the late M. C. Eccles	113	.....	113	113	114	252	.....	
6	Mrs. Vance, et al.—Direct Attention to Employment of School Age Children	212	254	309	309	.....	.....	.....	T-309; O-790; F-790
7	Gunnell, et al.—Condol ence to Representative Redd on Death of Wife	120	246	308	308	309	422	.....	
10	Woolsey, et al.—Expressing Appreciation to U. S. Steel Corporation and Ashworth Transfer	196	.....	196	196	196	212	.....	
13	Taylor, et al.—Congratulations to Mrs. Esther Peterson	273	.....	274	274	274	346	.....	

HOUSE JOINT RESOLUTIONS (Continued)

Number	AUTHOR — TITLE (Abbrev.)	Received From House Read First Time	Standing Committees	Read Second Time	Read Third Time	Returned to House	Signed by President	Signed by Governor 1959	REFERENCES X — Special Order F — Enacting Clause V — Veto T — Tabled C — Concurred U — Unfinished Business S — Sifting O — Other Action * — Action After Session A — Amended
16	Mrs. Woolsey, et al.—Memorializing Congress to Expedite Construction of Power Transmission Facilities on Colorado River Projects	734	.....	760	.....	.....	.....	.....	X-744; T-761; O-762; O-790; F-790
17	Hebertson, et al.—National Monument at Promontory	404	476	.....	.....	.....	.....	.....	F-790
19	Anderson, et al.—Salt Lake City Drainage & Sewage Lines	385	.....	385	385	386	422	.....	
20	Dean, et al.—Congratulations to Dr. S. W. McMurrin	383	.....	384	384	384	471	.....	
21	Taylor, et al.—National Cemetery in Utah	384	476	.....	.....	.....	.....	.....	F-790
22	Dean, et al.—Congratulations to Allan M. West	384	.....	385	385	385	495	.....	
25	Dean, et al.—Congratulations to Reva Beck Bosone	562	.....	563	563	563	633	.....	
27	Evans, et al.—Congratulations to Leland B. Flint	630	.....	.....	.....	.....	.....	.....	
28	Scheffield, et al.—Proposing Study of Dedicated Credits of Institutions of Higher Learning in Utah	757	.....	.....	.....	.....	.....	.....	

HOUSE CONCURRENT RESOLUTIONS

Number	AUTHOR — TITLE (Abbrev.)	Received From House Read First Time	Standing Committees	Read Second Time	Read Third Time	Returned to House	Signed by President	Signed by Governor 1959	REFERENCES X — Special Order F — Enacting Clause V — Veto T — Tabled C — Concurred U — Unfinished Business S — Sifting O — Other Action * — Action After Session A — Amended
1	Squire, et al.—Safety Seat Belt Attachments	273	362	395	409	411	471	512	A-411
4	Brusatto—Day of Prayer for World Peace	389	.....	389	389	389	399	436	
5	Harward, et al.—Urge Congress to Approve Creation of Southern Utah National Parkway	526	585	.....	.....	.....	.....	.....	F-790

FINAL DISPOSITION OF ALL BILLS CONSIDERED BY SENATE

SENATE BILLS AND RESOLUTIONS

S. B.	Subject Matter	Final Disposition
1	Reapportionment	Vetoed by Gov. Mar. 7
2	Highway Patrol Retirement Program	Signed by Gov. Jan. 27
3	Forestry and Wildland Fire Protection	Signed by Gov. Feb. 23
4	Model Corporation Act	Signed by Gov. Mar. 1
5	Filing of Domestic Ins. Co. Articles	Signed by Gov. Feb. 16
6	Industrial Loan Corporation	Signed by Gov. Feb. 20
7	Credit Unions	Signed by Gov. Feb. 20
8	Loan and Trust Companies	Signed by Gov. Feb. 20
9	Oath of Bank Officers	Signed by Gov. Feb. 20
10	Commercial and Savings Banks	Signed by Gov. Feb. 20
11	Agricultural Corporatives	Signed by Gov. Feb. 29
12	Fees of Secretary of State	Signed by Gov. Feb. 20
13	Corporation Frauds	Signed by Gov. Feb. 20
14	Stock Assessments	Signed by Gov. Feb. 20
15	Selection of Judges	Enacting Clause Stricken by House Mar. 9
16	Salaries of Judges	Signed by Gov. Mar.
17	Recording Conveyances	Enacting Clause Stricken by Senate Mar. 9
18	Tort Claims Act	Vetoed by Gov. Mar. 18
19	Stamp Act	Enacting Clause Stricken by Senate Mar. 9
20	Nonresident Fishing Licenses	Signed by Gov. Feb. 23
21	Juenile Detention Act – Districts	Signed by Gov. Mar. 3
22	Indian Livestock Brands	Signed by Gov. Jan. 27
23	Dispensing Opticians Act	Lost in Senate Feb. 6
24	Criminal Justice	Signed by Gov. Feb. 16
25	Motor Fuel Tax	Signed by Gov. Feb. 27
26	Tax Deed Limitation of Actions	Enacting Clause Stricken by Senate Mar. 9
27	Inland Bills of Exchange	Signed by Gov. Feb. 16
28	Trust Deeds	Signed by Gov. Mar. 7
29	Utah School Employees' Ret'rmnt Act Qual	Signed by Gov. Mar. 3
30	Utah School Employees' Ret'rmnt Act Comp	Signed by Gov. Mar. 17
31	City Fiscal Procedure	Signed by Gov. Mar. 8
32	Motor Vehicles – Fines	Enacting Clause Stricken by House Mar. 9
33	Special Improvement Dist. Improv. & Taxes	Enacting Clause Stricken by House Mar. 9

SENATE BILLS AND RESOLUTIONS (Continued)

S. B.	Subject Matter	Final Disposition
34	Juvenile Detention Act – Responsibility	Lost in Senate Feb. 7
35	Narcotic Drug Act	Enacting Clause Stricken by Senate Mar. 9
36	Agricultural Product Licensing	Signed by Gov. Mar. 10
37	Livestock Slaughtering	Lost in House Feb. 16
38	Capitol Greenhouse	Enacting Clause Stricken by Senate Mar. 9
39	University Purchases	Enacting Clause Stricken by House Mar. 9
40	Board of Education Purchases	Enacting Clause Stricken by House Mar. 9
41	Mormon Battalion Appropriation	Lost in Senate Jan. 13
42	Motor Vehicle Reg. Fund Disposition	Enacting Clause Stricken by Senate Mar. 9
43	Motor Vehicle Reg. Fund-Roads Appr.	Signed by Gov. Mar. 18
44	Soil and Water Conservation Act	Enacting Clause Stricken by Senate Mar. 9
45	Insufficient Funds	Enacting Clause Stricken by House Mar. 9
46	Savings and Loan Act	Signed by Gov. Mar. 13
47	Utah State Univ. Board of Trustees	Enacting Clause Stricken by Senate Mar. 9
48	Interest on Public Funds	Signed by Gov. Mar. 14
49	Juvenile Court Costs	Enacting Clause Stricken by Senate Mar. 9
50	Juvenile Court Fees and Expenses	Enacting Clause Stricken by Senate Mar. 9
51	County Commission Ordinances	Signed by Gov. Mar. 7
52	Marriage Licenses for Minors	Enacting Clause Stricken by Senate Mar. 9
53	University Graduation Requirement	Vetoed by Gov. Feb. 14
54	Labor Union Membership as Condition for Employment	Enacting Clause Stricken by House Mar. 9
55	Utah School Employees' Retirement Act Ins.	Signed by Gov. Feb. 27
56	Utah School Employment Act – Board	Signed by Gov. Mar. 3
57	Utah School Employees' Act – Maximums	Signed by Gov. Feb. 27
58	Title Insurance	Lost in Senate Feb. 1
59	Validating Instruments Act	Enacting Clause Stricken by Senate Mar. 9
60	Abstractors Insurance Policy	Enacting Clause Stricken by Senate Mar. 9

SENATE BILLS AND RESOLUTIONS (Continued)

S. B.	Subject Matter	Final Disposition
61	Strike Breakers Act	Enacting Clause Stricken by Senate Mar. 9
62	Bedding and Furniture Inspection	Signed by Gov. Mar. 1
63	County Mill Levy Limitation	Signed by Gov. Mar. 7
64	U of U Board of Regents	Lost in Senate Jan. 24
65	Charges for Publication of Notices	Signed by Gov. Mar. 9
66	Marriages Prohibited	Enacting Clause Stricken by House Mar. 9
67	State Employee Retirement Act	Signed by Gov. Mar. 9
68	Urban Renewal Law	Lost in Senate Mar. 1
69	Group Life Insurance Act	Signed by Gov. Mar. 9
70	Fish and Game Fund	Signed by Gov. Mar. 13
71	County Officers' Salaries	Signed by Gov. Mar. 17
72	State Employment Commission	Enacting Clause Stricken by Senate Mar. 9
73	Horseless Carriage Act	Signed by Gov. Mar. 1
74	Driver's License Examiners	Signed by Gov. Mar. 9
75	Legislative Session Act	Enacting Clause Stricken by Senate Mar. 9
76	County Surveyor's Fees	Signed by Gov. Feb. 23
77	County Commissioner's Expenses	Enacting Clause Stricken by House Mar. 9
78	Plumber Act	Signed by Gov. Mar. 17
79	Capitol Monument Comm.	Lost in Senate Jan. 25
80	Municipal Retirement Act	Signed by Gov. Mar. 14
81	Improvement Guaranty Fund Act	Signed by Gov. Mar. 6
82	Deleterious Material Act	Lost in House Feb. 28
83	Unauthorized Practice of Law	Enacting Clause Stricken by Senate Mar. 9
84	Judiciary Retirement Act	Enacting Clause Stricken by House Mar. 9
85	Sales Tax Act	Signed by Gov. Mar. 17
86	County Office Vacancies	Enacting Clause Stricken by House Mar. 9
87	Credit Union Act	Signed by Gov. Mar. 7
88	Embalming License	Lost in House Feb. 23
89	Accident and Health Insurance	Signed by Gov. Mar. 3
90	Columbia River Interstate Compact	Signed by Gov. Mar. 10
91	Second Judicial Judge	Signed by Gov. Mar. 10
92	Withdrawing State Lands from Oil and Gas Leasing	Signed by Gov. Feb. 16

SENATE BILLS AND RESOLUTIONS (Continued)

S. B.	Subject Matter	Final Disposition
93	Polygamy Act	Enacting Clause Stricken by Senate Mar. 9
94	Credit Reporting Services Act	Lost in Senate Feb. 14
95	Oil and Gas Conservation – Mill Levy	Signed by Gov. Mar. 14
96	Beer Labeling Act	Signed by Gov. Mar. 3
97	Supt. of Public Instruction – Appointment	Enacting Clause Stricken by House Mar. 9
98	Supt. of Public Instruction – Salary	Enacting Clause Stricken by Senate Mar. 9
99	Sales Tax Exemption Act	Enacting Clause Stricken by Senate Mar. 9
100	"Legislative Days" Act	Enacting Clause Stricken by Senate Mar. 9
101	Specialty Contractors' License Act	Enacting Clause Stricken by Senate Feb. 9
102	Utah Veterinary Practice Act	Signed by Gov. Mar. 6
103	Oil & Gas Conservation – Underground Storage	Enacting Clause Stricken by House Mar. 9
104	State Land Leasing Act	Signed by Gov. Mar. 10
105	Utah Council on Youth	Signed by Gov. Mar. 10
106	Oil & Gas Conservation – Wells Logs	Enacting Clause Stricken by House Mar. 9
107	Oil & Gas Conservation – Drilling Units	Enacting Clause Stricken by House Mar. 9
108	Temporary Tourist Permit	Enacting Clause Stricken by Senate Mar. 9
109	Juvenile Detention Appropriation	Enacting Clause Stricken by Senate Mar. 9
110	Liquor Control Commission	Enacting Clause Stricken by Senate Mar. 9
111	Distribution of Utah Code	Enacting Clause Stricken by Senate Mar. 9
112	Exemption of Ins. & Automobiles from Competitive Bid	Enacting Clause Stricken by House Mar. 9
113	State Bank Commissioner	Enacting Clause Stricken by House Mar. 9
114	Boxing Match Bill	Enacting Clause Stricken by Senate Mar. 9
115	Pre-Filing Bills	Enacting Clause Stricken by House Mar. 9

SENATE BILLS AND RESOLUTIONS (Continued)

S. B.	Subject Matter	Final Disposition
116	Fish and Game Fee Increases	Enacting Clause Stricken by House Mar. 9
117	Raw Milk Bill	Enacting Clause Stricken by House Mar. 9
118	Established Construction Standards	Enacting Clause Stricken by Senate Mar. 9
119	Seed Label Act	Enacting Clause Stricken by Senate Mar. 9
120	Reapportionment	Enacting Clause Stricken by Senate Mar. 9
121	State Office Hours	Enacting Clause Stricken by Senate Mar. 9
122	Withdrawal of Dugway Proving Grounds from Leasing	Signed by Gov. Mar. 9
125	Uniform Division of Income Tax	Enacting Clause Stricken by Senate Mar. 9
126	Remote TV Licenses	Signed by Gov. Mar. 13
127	Regulating Real Estate Brokers	Enacting Clause Stricken by Senate Mar. 9
128	Fish & Game Retirement	Enacting Clause Stricken by Senate Mar. 9
129	Sweet Cream Butter	Signed by Gov. Mar. 13
130	State Budget Director	Enacting Clause Stricken by House Mar. 9
131	Reporting Unclaimed Property	Enacting Clause Stricken by Senate Mar. 9
132	Minimum Crew Bill	Lost in Senate Mar. 2
133	Occupational Tax Increase	Enacting Clause Stricken by Senate Mar. 9
134	State Highway Bill	Signed by Gov. Mar. 13
135	Suspension of Driver Licenses	Signed by Gov. Mar. 6
136	Abstract of Traffic Convictions Required	Signed by Gov. Mar. 6
137	Weights and Measures	Enacting Clause Stricken by Senate Mar. 9
138	Hearing Aid Bill	Enacting Clause Stricken by Senate Mar. 9
139	Liquor by the Drink	Lost in Senate Mar. 6
140	Salaries of Officers of National Guard	Signed by Gov. Mar. 17
141	Homestead Exemption	Enacting Clause Stricken by House Mar. 9
142	Governor's Budget	Enacting Clause Stricken by Senate Mar. 9

SENATE BILLS AND RESOLUTIONS (Continued)

S. B.	Subject Matter	Final Disposition
143	Appropriation for Governor Elect	Enacting Clause Stricken by House Mar. 9
144	Curriculum Revision Bill	Enacting Clause Stricken by Senate Mar. 9
145	Weber College Trustees	Signed by Gov. Mar. 8
146	Initiative & Referendum – Counties	Enacting Clause Stricken by Senate Mar. 9
147	Distribution of Electricity	Lost in Senate Mar. 7
148	Uniform Act for Simplification of Fiduciary Security Transfers	Signed by Gov. Mar. 16
149	State Officers Pay Bill	Signed by Gov. Mar. 17
150	Univ. of Utah Medical Center	Signed by Gov. Mar. 3
151	Defrauding Hotels & Boarding Houses	Enacting Clause Stricken by House Mar. 9
152	Apartment Liens	Enacting Clause Stricken by House Mar. 9
153	Speed Limits on Highways	Enacting Clause Stricken by Senate Mar. 9
154	Traffic Safety Coordinating Committee	Enacting Clause Stricken by Senate Mar. 9
155	State Office Bldg. Maintenance Approp	Signed by Gov. Mar. 3
156	Grand Jury Act	Enacting Clause Stricken by House Mar. 9
157	Appellate Procedure of Oil & Gas Commission Rulings	Enacting Clause Stricken by Senate Mar. 9
158	Fraudulent Degree Act	Enacting Clause Stricken by Senate Mar. 9
159	Retail Motor Fuel Vendors' Price Posting Act	Signed by Gov. Mar. 10
160	Domestic Relations Amendments	Enacting Clause Stricken by Senate Mar. 9
161	State Planning Coordinator	Enacting Clause Stricken by Senate Mar. 9
162	Appropriations to Education under Mineral Leasing	Signed by Gov. Mar. 9
163	Uniform Reciprocal Enforcement to Support Act	Enacting Clause Stricken by Senate Mar. 9
164	Registration of Trade-Marks	Enacting Clause Stricken by House Mar. 9
165	Cigarette Tax	Enacting Clause Stricken by Senate Mar. 9

SENATE BILLS AND RESOLUTIONS (Continued)

S. B.	Subject Matter	Final Disposition
166	Utah-Non-Profit Corporation Act	Enacting Clause Stricken by House Mar. 9
167	Property Tax Exemptions	Enacting Clause Stricken by Senate Mar. 9
168	School Building Aid	Vetoed by Gov. Mar. 7
169	Property Assessment	Signed by Gov. Mar. 7
170	Public Liquor License	Lost in Senate Mar. 6
171	Uniform Motor Vehicle Assessment	Enacting Clause Stricken by Senate Mar. 9
172	Basic Science Law Second Examination	Signed by Gov. Mar. 10
173	Marriage Counseling	Signed by Gov. Mar. 10
174	Maintain Race Course on Salt Flats	Enacting Clause Stricken by Senate Feb. 7
175	Trading Stamp Equity Act	Enacting Clause Stricken by Senate Mar. 9
176	State Building Bond Act	Enacting Clause Stricken by Senate Mar. 9
177	State School Building Assis. Bonding Act	Enacting Clause Stricken by Senate Mar. 9
178	Utah Water & Power Board Loan	Signed by Gov. Mar. 7
179	Bow and Arrow Hunting Prohibited	Enacting Clause Stricken by Senate Feb. 9
180	Smoking Law	Enacting Clause Stricken by Senate Feb. 7
181	Supt. of State Training Act	Enacting Clause Stricken by House Mar. 9
182	Uranium Tax Bill	Enacting Clause Stricken by Senate Mar. 9
183	Small Business Corp. Act	Enacting Clause Stricken by Senate Mar. 9
184	Qualifications of County Attorneys	Enacting Clause Stricken by Senate Mar. 9
185	Utah Uniform Securities Act	Enacitng Clause Stricken by Senate Mar. 9
186	Providing for the Purchase of Out-of-State School Service	Enacting Clause Stricken by Senate Mar. 9
187	Uniform School Reserve Fund	Signed by Gov. Mar. 13
188	Party Mass Meeting & Convention Bill	Enacting Clause Stricken by Senate Mar. 9

SENATE BILLS AND RESOLUTIONS (Continued)

S. B.	Subject Matter	Final Disposition
189	Definitions of Commercial Feeding Stuffs Terms	Enacting Clause Stricken by Senate Mar. 9
190	Power & Authority of the State Securities Commission	Signed by Gov. Mar. 14
191	Lewdness and Obscenity Act	Enacting Clause Stricken by Senate Mar. 9
192	Injunctive Proceedings for Obscenity Act	Enacting Clause Stricken by Senate Mar. 9
193	Recording of Releases and Assignments	Signed by Gov. Mar. 13
194	Public Accountancy Act Experience Requirements	Enacting Clause Stricken by Senate Mar. 9
195	Qualifications of Tax Commissioners	Enacting Clause Stricken by Senate Mar. 6
196	Powers of the State Aeronautics Comm	Enacting Clause Stricken by Senate Mar. 9
197	Additional State Song	Enacting Clause Stricken by Senate Mar. 9
198	Duties of Board of Alcoholism	Enacting Clause Stricken by Senate Mar. 9
199	Appropriation – Snow College	Enacting Clause Stricken by Senate Mar. 9
200	Power of Water & Power Board	Signed by Gov. Mar. 10
201	Classification of Counties	Enacting Clause Stricken by Senate Mar. 9
202	State Road Commission Bill	Enacting Clause Stricken by Senate Mar. 9
203	Salt Flats Race Course	Signed by Gov. Mar. 3
204	Rotating Ballot Act	Enacting Clause Stricken by House Mar. 9
205	Alcoholism Board	Enacting Clause Stricken by Senate Mar. 9
206	Buildings & Improvements on Capitol Grounds	Signed by Gov. Mar. 14
207	Time and Terms of Election of Board of Education Members	Enacting Clause Stricken by Senate Mar. 9
208	Life Insuranceon Variable Basis	Enacting Clause Stricken by Senate Mar. 9
209	State Insurance Fund	Enacting Clause Stricken by Senate Mar. 9

SENATE BILLS AND RESOLUTIONS (Continued)

S. B.	Subject Matter	Final Disposition
210	Telephone Rate Bill	Enacting Clause Stricken by Senate Mar. 9
211	Hypnotism	Enacting Clause Stricken by Senate Mar. 9
212	State Parks Bonding Act	Enacting Clause Stricken by Senate Mar. 9
213	Tobacco Sales and Purchases – Minors	Lost in Senate Feb. 21
214	Prostitution	Enacting Clause Stricken by House Mar. 9
215	Uniform System of Accounts	Enacting Clause Stricken by House Mar. 9
216	Functions of State Auditor	Enacting Clause Stricken by House Mar. 9
217	Direct Primary Election Law	Lost in Senate Mar. 6
218	Educational Television	Signed by Gov. Mar. 13
219	Relating to County Convention Mass Meetings & Primary Conventions	Enacting Clause Stricken by Senate Mar. 9
220	County Tax Levy for Sick and Poor	Enacting Clause Stricken by Senate Mar. 9
221	State Employee Group Insurance Plan	Enacting Clause Stricken by Senate Mar. 9
222	Mandatory Local Sales Tax	Enacting Clause Stricken by Senate Mar. 9
223	Great Salt Lake Authority	Enacting Clause Stricken by Senate Mar. 9
224	Small Claims Court	Signed by Gov. Mar. 9
225	Defining Lotteries	Enacting Clause Stricken by Senate Mar. 9
226	Board of Correction	Signed by Gov. Mar. 13
227	County Service Areas Act	Signed by Gov. Mar. 8
228	Escheating Unredeemed Stamps	Enacting Clause Stricken by Senate Mar. 9
229	Increase in Individual Income Tax	Enacting Clause Stricken by Senate Mar. 9
230	Insuffcient Funds Checks	Enacting Clause Stricken by Senate Mar. 9
231	Transportation of Coal	Signed by Gov. Mar. 16
232	Labeling of Foods	Enacting Clause Stricken by Senate Mar. 9
233	Insuring State Buildings	Enacting Clause Stricken by Senate Mar. 9

SENATE BILLS AND RESOLUTIONS (Continued)

S. B.	Subject Matter	Final Disposition
234	Fish & Game License Fees	Enacting Clause Stricken by Senate Mar. 9
235	Insuring State Employees in Airplanes	Enacting Clause Stricken by Senate Mar. 9
236	County Improvement Districts—Assessment	Enacting Clause Stricken by House Mar. 9
237	Increase in Justice of Peace Fees	Enacting Clause Stricken by House Mar. 9
238	Sales Tax Collection Expense	Vetoed by Gov. Mar. 18
239	Publications of Industrial Commissioner	Enacting Clause Stricken by House Mar. 9
240	Legislative Standing Committee	Lost in Senate Mar. 7
241	Direct Primary	Enacting Clause Stricken by Senate Mar. 9
242	State Park Installment Purchase Plan	Signed by Gov. Mar. 10
243	Eliminate Federal Income Tax Offset	Enacting Clause Stricken by Senate Mar. 9
244	Compulsory Elevator Insurance	Enacting Clause Stricken by Senate Mar. 8
245	Boiler Insurance Law	Enacting Clause Stricken by Senate Mar. 8
246	College Registration Fees	Enacting Clause Stricken by Senate Mar. 7
247	Time of Primary Election	Enacting Clause Stricken by Senate Mar. 9
248	Time of Conventions	Enacting Clause Stricken by Senate Mar. 9
249	Geological Survey Fund Earmarking	Enacting Clause Stricken by Senate Mar. 9
250	Industrial Inspections	Enacting Clause Stricken by Senate Mar. 9
251	Uintah Basin College	Signed by Gov. Mar. 13
252	Maintenance — State Office Bldgs.	Signed by Gov. Mar. 10
253	Salaries of Appointive Officers	Signed by Gov. Mar. 17
254	School Merit Program	Enacting Clause Stricken by House Mar. 9
255	University Mortgage Act	Signed by Gov. Mar. 14
256	State Building Project	Signed by Gov. Mar. 17
257	Loan for State Building	Signed by Gov. Mar. 10
258	Road Commission Loans	Signed by Gov. Mar. 13
259	KUED Television	Signed by Gov. Mar. 17
260	School Building Aid	Signed by Gov. Mar. 17

SENATE BILLS AND RESOLUTIONS (Continued)

S. J. R.	Subject Matter	Final Disposition
1	Savings Loan Program	Sent to Secretary of State Feb. 16
2	Compensation of Officers & Employees	Sent to Secretary of State Jan. 18
3	Compensation of Legislators	Sent to Secretary of State Mar. 7
4	State Officers Amendment	Enacting Clause Stricken by Senate Mar. 9
5	Legislative Auditor	Enacting Clause Stricken by Senate Mar. 9
6	Exempt Tangible Property	Sent to Secretary of State Feb. 21
7	State Employment Committee	Enacting Clause Stricken by Senate Mar. 9
8	Constitutional Amendment	Enacting Clause Stricken by Senate Mar. 9
9	Motor Fuel Taxes	Sent to Secretary of State Feb. 28
10	Interim Insurance Comm.	Sent to Secretary of State Mar. 4
11	National Veterans' Cemetery	Enacting Clause Stricken by Senate Mar. 9
12	Publication of Proposed Amendmetns	Enacting Clause Stricken by Senate Mar. 9
13	Escalante Water System	Sent to Secretary of State Pan. 30
14	Commending R.O.T.C.	Enacting Clause Stricken by Senate Mar. 9
15	Electors for Pres. & Vice Pres. for District of Columbia	Sent to Secretary of State Feb. 21
16	Vehicle Tax Amendment	Enacting Clause Stricken by Senate Mar. 9
17	Minimum School Program	Enacting Clause Stricken by Senate Mar. 9
18	Promonotory as a National Monument	Enacting Clause Stricken by Senate Mar. 9
19	Recalling S. B. No. 56	Sent to Secretary of State Mar. 15
20	Congratulation to Amvets	Sent to Secretary of State Feb. 28
21	Nat. Fuels Policy	Enacting Clause Stricken by House Mar. 9

SENATE BILLS AND RESOLUTIONS (Continued)

S. J. R.	Subject Matter	Final Disposition
22	Cong. to Thiokol Chemical	Sent to Secretary of State Mar. 1
23	Legislative Council Referrals	Sent to Secretary of State Mar. 13

S. C. R.

1	Domestic Industry Protection Resolution	Signed by Gov. Mar. 9
2	Dixie Project	Signed by Gov. Mar. 2
3	Welcome to Cattlemen's Assoc.	Signed by Gov. Jan. 25
4	Renewal of Sugar Act	Signed by Gov. Mar. 15
5	Control of Mineral Imports	Signed by Gov. Mar. 9
6	Opposing National Wilderness	Signed by Gov. Mar. 10
7	Colorado River Crossing at Hite	Signed by Gov. Mar. 9

S. R.

1	Forbidding Certain Appropriations	Enacting Clause Stricken by Senate Mar. 9
3	Revesting Title in Benson-Bear River Irr. Co.	Sent to Secretary of State
4	Revesting Title in Dry Gulch Irr. Co.	Sent to Secretary of State

HOUSE BILLS AND RESOLUTIONS

H. B.	Subject Matter	Final Disposition
1	Community Mental Health	Signed by Gov. Mar. 9
2	Shorten Hunting Season	Transmitted to Gov. Who Did Not Sign Bill
3	State Mental Health	Signed by Gov. Mar. 9
4	State and Federal Affairs Boating Act	Signed by Gov. Mar. 13
5	Bequest Under Trust	Signed by Gov. Feb. 23
6	Perpetuities of Retirement & Pension Funds	Signed by Gov. Feb. 23
7	Vocational School Funds	Signed by Gov. Feb. 14
8	Mosquito Abatement	Enacting Clause Stricken by Senate Mar. 9
9	Aeronautical Regulation Act	Signed by Gov. Feb. 10
10	Commercial Flight Act	Signed by Gov. Feb. 10
11	Gas Tax Refund	Enacting Clause Stricken by Senate Mar. 9
12	Specialty Contractors	Signed by Gov. Feb. 20
13	Contractors License	Signed by Gov. Feb. 20
16	Purchases From Public Funds	Lost in Senate Feb. 8
18	Attorneys Fees Contractors Bonds	Signed by Gov. Feb. 23
19	Posting Hunting Area Fee	Lost in Senate Feb. 8
20	Nurserymen Fees	Signed by Gov. Mar. 13
21	Weight & Brakes on Trailers	Signed by Gov. Mar. 14
22	Matching Federal Education Funds	Signed by Gov. Feb. 17
23	Home Slaughtering	Legislature Overrode Gov. Veto Mar. 9
26	Intestate Succession	Signed by Gov. Feb. 23
27	City Court Judge Salaries	Signed by Gov. Mar. 17
28	State Law Library	Signed by Gov. Mar. 17
29	Damage by Game Animals	Enacting Clause Stricken by Senate Mar. 9
30	Historians Soc. Revolving Fund	Enacting Clause Stricken by Senate Mar. 9
32	Attorney Fees – Corrupt Practices	Signed by Gov. Feb. 23
33	Collective Bargaining	Vetoed by Gov. Mar. 17
35	Testing Milk	Enacting Clause Stricken by Senate Mar. 9
39	Treated Grain	Enacting Clause Stricken by Senate Mar. 9
40	Define Insecticides	Signed by Gov. Mar. 1
41	Legislator's Mileage	Signed by Gov. Feb. 23
42	Wage Suits Attorney's Fees	Signed by Gov. Feb. 23

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H. B.	Subject Matter	Final Disposition
43	Supervision by Motor Vehicle Dealers Association	Signed by Gov. Mar. 9
45	Mechanics Lien Attorneys Fee	Signed by Gov. Feb. 23
47	Filled Milk	Signed by Gov. Mar. 3
48	Dairy Advisory Board Selection	Signed by Gov. Mar. 3
49	Transcripts by Court Reporters	Signed by Gov. Mar. 7
50	Compensation of Court Reporters	Signed by Gov. Mar. 17
51	Alien Hunting Licenses	Signed by Gov. Mar. 3
52	Salary of Tax Commission	Signed by Gov. Mar. 17
53	Fish & Game Definitions	Signed by Gov. Feb. 23
54	Publishing Election Notices	Signed by Gov. Mar. 8
55	Fees of Registration Agents	Signed by Gov. Feb. 24
56	Co. Recorder Fees	Signed by Gov. Feb. 24
57	Quality of Brake Fluid	Enacting Clause Stricken by Senate Mar. 9
58	State Arboretum	Signed by Gov. Mar. 17
59	Comm. of Psychologists	Signed by Gov. Feb. 24
60	Weights for Vehicles of Interstate Highways	Signed by Gov. Mar. 9
62	School Finance Bill	Vetoed by Gov. Mar. 6
63	Tax Levy for School Finance Bill	Vetoed by Gov. Mar. 6
64	Raising Motor Vehicle Inspection	Signed by Gov. Mar. 13
65	City Electors Funds	Signed by Gov. Mar. 7
66	Unemployment Compensation Benefit	Signed by Gov. Feb. 24
68	Election Supplies	Signed by Gov. Feb. 24
71	Fees of License Agents and Minimum Fine	Signed by Gov. Mar. 14
73	Mechanics Liens Landscaping	Enacting Clause Stricken by Senate Mar. 9
74	Exempting Federal Highway Contractors	Signed by Gov. Mar. 13
76	Injunction by Industrial Commission	Enacting Clause Stricken by Senate Mar. 9
77	Exempting Registration of Boat Trailers	Signed by Gov. Mar. 13
78	Options to Insured to Receive Dividends from Participating Policy	Signed by Gov. Mar. 8
79	Non Forfeiture in Life Insurance Policies in Utah	Signed by Gov. Mar. 8
80	Valuation of Life Insurance	Signed by Gov. Mar. 8
82	Transfer Motor Fuel Taxes to State Boating Fund	Signed by Gov. Mar. 13
84	New Welfare Act	Signed by Gov. Mar. 14
89	Increase Bounty Fund Mill Levy on Sheep	Signed by Gov. Mar. 7

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H. B.	Subject Matter	Final Disposition
91	Sanitary Drinking Cups and First Aid on Cabooses	Signed by Gov. Mar. 13
92	Execution of Death Penalty	Signed by Gov. Mar. 10
93	Creating a State Museum of Natural History	Enacting Clause Stricken by Senate Mar. 9
95	Income Tax Execptions Old Age	Enacting Clause Stricken by Senate Mar. 9
96	Names College of Eastern Utah	Failed in Senate Mar. 1
98	County Flood Control	Enacting Clause Stricken by Senate Mar. 9
99	Mass Meetings for County Convention Delegates	Enacting Clause Stricken by Senate Mar. 9
101	Certificate of Delegates by Voting District Office	Enacting Clause Stricken by Senate Mar. 9
102	Eliminating Instructions to Voters	Signed by Gov. Feb. 24
103	Utah Coordinating Council on Aging	Signed by Gov. Mar. 10
109	Failing to Return Rented Equipment	Signed by Gov. Mar. 13
110	Failing to Return Equipment (Rented)	Signed by Gov. Mar. 13
112	Closing Polls at 7:00 P.M.	Signed by Gov. Feb. 23
113	Eliminating oint Count by Election Judges	Enacting Clause Stricken by Senate Mar. 9
114	Increase Fees of Election Judges	Signed by Gov. Feb. 24
117	Permitting Corporations to Pay Fifteen Per Cent Interest	Enacting Clause Stricken by Senate Mar. 9
118	Extending Validity of Motor Vehicles	Enacting Clause Stricken by Senate Mar. 9
119	Deleting Reference to Labor Unions in Apprenticeship	Signed by Gov. Mar. 13
120	Employment of Apprentices on Public Works	Signed by Gov. Mar. 7
121	Extending Time for Domestic Insurance Companies to Increase Stock	Signed by Gov. Mar. 13
123	Drivers License-Increase Fee Shorten Period	Signed by Gov. Mar. 14
124	Raising Driver License Fees and Shortening Renewal Time	Signed by Gov. Mar. 17
125	Appropriation for Pageant of The West	Lost in Senate Mar. 9
127	Increase Public Liability Insurance Requirement	Signed by Gov. Mar. 14

HOUSE BILLS AND RESOLUTIONS (Continued)

H. B.	Subject Matter	Final Disposition
128	Release Employee Driver from Suspension Provisions of Financial Responsibility Law	Signed by Gov. Mar. 14
129	Requiring Proof of Financial Responsibility After Suspension of Revocation	Signed by Gov. Mar. 14
130	Safety Code in Transporting Workers	Vetoed by Gov. Mar. 18
132	Increased Percentage in Insurer's Assets Which May Be Invested	Signed by Gov. Mar. 8
133	Excepting Trailers Pulled by Pickup Trucks From Registration	Enacting Clause Stricken by Senate Mar. 9
134	Permit State Treasurer to Invest in Municipal Bonds to Finance Miner's Hospital	Signed by Gov. Mar. 13
136	Appropriate $58,391.78 to Vehicle Control Fund	Signed by Gov. Mar. 7
137	Smoking in Public Conveyances	Enacting Clause Stricken by Senate Mar. 9
140	Repeal Need to File Campaign Expenses	Sgned by Gov. Mar. 13
143	Excepting Aromatic Hydro-Carbons from Definitions of Motor Fuel	Signed by Gov. Mar. 10
147	Modify Sterilization of the Mentally Impaired	Signed by Gov. Mar. 14
150	Permitting State Road Commission Highways to Settle Claims up to $2,000	Enacting Clause Stricken by Senate Mar. 9
152	Lowering Employment Age of Minors	
153	Increase Salaries of Deputy District Attorneys	Signed by Gov. Mar. 17
154	Increase Salaries of District Attorneys	Signed by Gov. Mar. 17
158	Raising Fine for Discharge of Firearms from Highway	Enacting Clause Stricken by Senate Mar. 9
159	Extensive Amendment of Traffic Control Provisions of Motor Vehicle Code	Signed by Gov. Mar. 14
162	Notices of Formation of Special Purposes Districts to Tax Comm. & Sec. of State	Enacting Clause Stricken by Senate Mar. 9
163	Salaries First Class Cities	Signed by Gov. Mar. 17
164	Protection of Workmen in Evacuation Work	Enacting Clause Stricken by Senate Mar. 9
166	Shorter Terms for Water District Trustees	Vetoed by Gov. Mar. 17
169	Reducing Limitation of Medical Expense Deduction on Income Tax	Enacting Clause Stricken by Senate Mar. 9

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H. B.	Subject Matter	Final Disposition
172	Authorize State Bldg. Board to Receive and Expend Fed. Funds for Educ. Bldgs.	Enacting Clause Stricken by Senate Mar. 9
183	Appropriating $84,000.00 for Community Employment Programs	Signed by Gov. Mar. 14
186	Include Weber College in Registration and Tuition Fee Schedule of Universities	Signed by Gov. Mar. 13
187	Include Weber College in Building Programs of Universities	Signed by Gov. Mar. 10
188	Include Weber College in Finance Comm.	Signed by Gov. Mar. 10
189	Changing Designation of Normal Scholarships Pertaining to Weber College	Signed by Gov. Mar. 10
191	Bar to Liability of Physician Giving Emergency Treatment at Scene of Accident	Signed by Gov. Mar. 10
194	Driver Education for Private School Pupil	Enacting Clause Stricken by Senate Mar. 9
195	Redeposit in School Employees Retirement Fund	Signed by Gov. Mar. 9
197	Industrial Development Creating an Industrial Development Board	Vetoed by Gov. Mar. 17
198	Annuities for Weber College Faculty	Signed by Gov. Mar. 10
199	Change Procedure in Collecting Personal Property Taxes Responsibility of Treasurer to Assessor	Signed by Gov. Mar. 8
200	Change Procedure in Collecting Personal Property Taxes	Signed by Gov. Mar. 8
204	One Third Unit for Fourteen Week Summer School	Enacting Clause Stricken by Senate Mar. 9
205	School Program for Gifted Children	Enacting Clause Stricken by Senate Mar. 9
206	Legislative Purchasing	Vetoed by Gov. Mar. 18
207	Great Salt Lake Authority	Enacting Clause Stricken by Senate Mar. 9
212	Railroad Corp. Under Code	Signed by Gov. Mar. 7
214	Change from Committee to Board of Cosmetology	Signed by Gov. Mar. 18
220	Appropriation – Legislative Conference	Lost in Senate Mar. 9
222	State-Wide Driver Education	Enacting Clause Stricken by Senate Mar. 9

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H. B.	Subject Matter	Final Disposition
224	Set City Commission Meeting by Ordinance	Enacting Clause Stricken by Senate Mar. 9
226	Insurance Commission Regulation of Motor Clubs	Enacting Slause Stricken by Senate Mar. 9
227	Deficit Appropiration Bill	Signed by Gov. Mar. 18
230	Appropriation-Schools for the Deaf & Blind	Signed by Gov. Mar. 13
240	Protective Safeguards for Individuals Mentally Ill and Providing for Jury Trials	Enacting Clause Stricken by Senate Mar. 9
241	Labeling of Poultry Products	Enacting Clause Stricken by Senate Mar. 9
244	Delete Special Certificate for Kindergarten Teachers	Enacting Clause Stricken
245	Appropriation – Job Study	Signed by Gov. Feb. 24
246	Procedure for Withdrawal of Water & Sewage Districts	Enacting Clause Stricken by Senate Mar. 9
247	Procedure for Withdrawal of Cemetery Dist.	Enacting Clause Stricken by Senate Mar. 9
248	Strong Mayor for First Class Cities	Enacting Clause Stricken by Senate Mar. 9
252	Raise Driver Education Tax	Enacting Clause Stricken by Senate Mar. 9
255	Workman's Compensation	Signed by Gov. Mar. 13
256	Occupational Diseases	Signed by Gov. Mar. 13
259	Fees of Jurors	Enacting Clause Stricken by Senate Mar. 9
266	Driver's Permits	Enacting Clause Stricken by Senate Mar. 9
269	Incorporation of Dist. Bonding	Signed by Gov. Mar. 14
271	Water Conservancy Dist.	Signed by Gov. Mar. 16
278	Grazing Leases	Enacting Clause Stricken by Senate Mar. 9
279	Civil War Widow	Enacting Clause Stricken by Senate Mar. 9
281	Trade Education	Signed by Gov. Mar. 16
282	App. for Support of Utah State Gov. 1961-1963	Signed by Gov. Mar. 18
283	Standard Inspection Fee for Boilers	Enacting Clause Stricken by Senate Mar. 9

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H. B.	Subject Matter	Final Disposition
284	Painting of Highway Patrol Vehicles	Enacting Clause Stricken by Senate Mar. 9
286	Supplemental Appropriation Act	Signed by Gov. Mar. 18
287	Establishing State-Supported Minimum School Program	Signed by Gov. Mar. 13
288	Tax Levy for School Finance Bill	Signed by Gov. Mar. 13

H. J. R.	Subject Matter	Final Disposition
2	Condolence to Rep. Ballif on Death of Mother	Sent to Secretary of State Feb. 2
3	Condolence to Rep. Mahoney on Death of Mother	Sent to Secretary of State Feb. 2
4	Condolence to Rep. Fanning on Death of Husband	Sent to Secretary of State Feb. 2
5	Condolence to Family of late M. C. Eccles	Sent to Secretary of State Feb. 2
6	Direct Attention to Employment of School Age Children	Enacting Clause Stricken by Senate Mar. 9
7	Condolence to Rep. Redd on Death of Wife	Sent to Secretary of State Feb. 20
10	Expressing Appreciation to U. S. Steel Corp. and Ashworth Transfer	Sent to Secretary of State Feb. 1
13	Congratulations to Mrs. Esther Peterson	Sent to Secretary of State Feb. 14
16	Memoralizing Congress to Expedite Construction of Power Transmission Facilities on Colorado River Projects	Enacting Clause Stricken by Senate Mar. 9
17	National Monument at Promontory	Enacting Clause Stricken by Senate Mar. 9
19	Salt Lake City Drainage & Sewage Lines	Sent to Secretary of State Feb. 20
20	Congratulations to Dr. S. W. McMurrin	Sent to Secretary of State Feb. 23
21	National Cemetery in Utah	Enacting Clause Stricken by Senate Mar. 9
22	Congratulations to Allan M. West	Sent to Secretary of State Feb. 27

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H. J. R.	Subject Matter	Final Disposition
25	Congratulations to Reva Beck Bosone	Sent to Secretary of State Mar. 6
27	Congratulations to Leland B. Flint	Sent to Secretary of State Mar. 6

H. C. R.	Subject Matters	
1	Safety Seat Belt Attachments	Signed by Gov. Feb. 23
4	Day of Prayer for World Peace	Signed by Gov. Feb. 16
5	Urge Congress to Approve Creation of Southern Utah National Parkway	Enacting Clause Stricken by Senate Mar. 9

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SPECIAL NOTICE

In using the alphabetical index which follows, please use the following procedure:

Look up subject matter and then refer to either the Senate or House numerical index as the case may be and from the numerical index you can follow through in logical sequence the passage of any bill or resolution.

In the case of special committee or reference, turn to the page number indicated.

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